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# JOURNAL

OF THE

## HOUSE OF REPRESENTATIVES

OF THE

# STATE OF MICHIGAN.

1869.

Printed by virtue of an Act of the Legislature, under the direction and supervision of

**NELSON B. JONES,**

Clerk of the House of Representatives.

### PART III.



BY AUTHORITY.

LANSING:

W. S. GEORGE & CO., PRINTERS TO THE STATE.

1869.



and ask to be discharged from the further consideration of the subject.

A. CAMERON, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitteed House bill No. 178, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Flint," approved March 20, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Wilcox,

The House concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hutchinson,	Mr. Seward,
Beall,	Jewell,	Shaw,
Blake,	Kingsley,	Shelden,
Borwick,	Lane,	Shier,
Boynton,	Lee,	Stockbridge,
G. G. Briggs,	Lovell,	Swift,
Brownell,	Mandigo,	Ternes,
Cameron,	Mason,	Thompson,
B. Clark,	McKernan,	Wagner,
Crane,	Mead,	Walker,
Curry,	Miles,	Walton,

Davis,  
Doty,  
Dusseau,  
Fenner,  
Fuller,  
Goodrich,  
Harris,  
Hartson,  
Hunt,  
Hurlbut,

Miller,  
Mitchell,  
Norton,  
Osborn,  
Plimpton,  
Putnam,  
Riford,  
Riopelle,  
Romeyn,

Weier,  
Wendell,  
Westover,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Yawkey,  
Speaker *pro tem.*,  
61

NAYS.

0

Mr. Mason moved to amend the title so that it should read,  
"A bill to amend sections eight, thirty-five, forty-nine and  
fifty-eight of an act entitled 'An act to revise the charter of  
the city of Flint,' approved March 20, 1867, being act No. 372,  
of the session laws of 1867;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Mason,

By a vote of two-thirds of all the members elect, the bill was  
ordered to take immediate effect.

By the committee on military affairs:

The committee on military affairs, to whom was referred  
the petition of Hon. H. C. Morton, Joseph Riford and 90  
others, citizens and tax-payers of Berrien county, asking for  
the passage of a law equalizing bounties paid to volunteers  
during the late war; also, the petition of Hon. A. H. Morrison,  
G. W. White and 45 others, tax-payers of Berrien county, for  
the same purpose,

Respectfully report that they have had the same under con-  
sideration, and have directed me to report the same back to  
the House, without recommendation, and ask to be discharged  
from the further consideration of the subject.

GEO. G. BRIGGS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. G. G. Briggs,

The petitions were laid on the table.



By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section 29, of chapter 170, of the revised statutes of 1857, being section 5507 of compiled laws, relative to the payment of debts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Barnaby,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 180, entitled

A bill to amend section 52, of chapter 77, of the revised statutes of 1846, being section 3090 of the compiled laws, touching the sale of lands for the payment of debts by executors, administrators and guardians, by adding a proviso thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment, report as

correctly enrolled, signed, and presented to the Governor, on the 20th day of March, 1869, the following bills:

A bill to attach townships Nos. 17, 18, 19 and 20 north, of range No. 12 west, in the unorganized county of Lake, to the township of Chase, and attaching said township of Chase, being townships 17, 18, 19 and 20 north, of ranges 11 and 12 west, in the unorganized county of Lake, to the county of Osceola, when fully organized;

Also,

A bill to attach the west half of the unorganized county of Clare to the county of Mecosta, and to the township of Big Rapids, for judicial and municipal purposes;

Also,

A bill to organize the township of Greenbush, in the county of Alcona;

Also,

A bill to organize townships seventeen, eighteen, nineteen and twenty north, of ranges thirteen and fourteen west, in the unorganized county of Lake, by the name of Lake;

Also,

A bill to authorize the township of Swan Creek, in the county of Saginaw, to aid in the construction of a bridge across the Tittabawassee river, in said county, by issuing the bonds of said township, and to provide for the payment thereof;

Also,

A bill to provide for laying out and establishing a State road in Eaton, Ingham and Jackson counties, and opening the same;

Also,

A bill to provide for laying out and establishing a State road in Eaton county, and opening the same;

Also,

A bill to organize the township of Colfax, in the county of Mecosta;

Also,

A bill to amend an act to incorporate the city of Grand Rapids, approved April 2, 1850, as amended by the several acts

amendatory thereof, and to add three new sections thereto, to stand as sections forty-three, forty-four and forty-five;

Also,

A bill to amend sections 4 and 7 of an act entitled an act to authorize the township of Holland, and other townships in the counties of Ottawa and Allegan, to make loans and levy taxes for the improvement of the harbor at the mouth of North Black river, in Ottawa county, approved March 5, 1858;

Also,

A bill to amend section 364, of chapter 10, of the compiled laws, in relation to the compensation of members of boards of supervisors;

Also,

A bill to amend an act entitled "An act to incorporate the city of Wyandotte," approved March 5, 1867, being act No. 297, of the session laws of 1867;

Also,

A bill supplementary to an act entitled "An act to provide for the incorporation of lodges and encampments of the Independent Order of Odd Fellows," approved March 15, 1865, and to add one new section thereto;

Also,

A bill to authorize the school board of fractional school district No. 1, of the townships of Paw Paw and Antwerp, in the county of Van Buren, to convey real estate;

Also,

A bill to organize the county of Wexford, and the townships of Hanover, Wexford, Colfax and Springville, therein;

Also,

A bill to amend section 1 of an act entitled "An act rendering persons disqualified for sitting as jurors in certain cases," approved March 27, 1867, being act No. 129, of the session laws of 1867;

Also,

A bill to attach the unorganized counties of Otsego, Crow-

ford, and a portion of Kalkaska, to the townships of South Arms, Torch Lake, Helena and Rapid River;

Also,

A bill to legalize the tax roll of the township of Marquette, in the county of Marquette, for the year 1868;

Also,

A bill to repeal sections 1 and 2, of act No. 471, of the session laws of 1867, entitled an act appropriating certain non-resident highway taxes for the improvement of certain State roads, and providing for the construction and improvement thereof, and to amend section three of the same act;

Also,

Joint resolution instructing the Senators and Representatives of the State of Michigan, in Congress, relative to the Indian reservation;

Also,

Joint resolution requesting our Representatives in Congress to call the attention of the Indian Department to the necessity of having the Indians of this State vaccinated;

Also,

Joint resolution for the relief of Alanson Holbrook.

E. M. MASON, *Chairman.*

Report accepted.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill to provide for the re-surveying and re-platting of the village of Muskegon, and the additions thereto, and to establish such new plat as the legal plat thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. D. WILLIAMS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holt,

The rules were suspended, and the bill was placed on the order of third reading.

MESSAGES FROM THE SENATE.

The Speaker *pro tem.* announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 174, entitled

A bill appropriating certain non-resident highway taxes for the improvement of the Ovid and St. Charles State road,

And to inform the House that the Senate has amended the same as follows:

In line 6, of section 1, by inserting after the word "situated," the words "in sections 25, 26, 27, 34, 35 and 36, in the township of Hamilton, in said county;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. G. G. Briggs moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hunt,	Mr. Sheldon,
Barnaby,	Hurlbut,	Smith,
Beall,	Hutchinson,	Snell,
Blake,	Kingsley,	Stewart,
Bostwick,	Lane,	Stockbridge,
Boynnton,	Lee,	Swift,
Brownell,	Lovell,	Ternes,
Cameron,	Mandigo,	Thompson,
B. Clark,	McKernan,	Vowles,
Curry,	Miles,	Walker,

Davis,	Millington,	Weier,
Doty,	Mitchell,	Wendell,
Dusseau,	Newman,	Westover,
Eck,	Osborn,	Wilcox,
Fenner,	Purcell,	H. G. Williams,
Fuller,	Riford,	J. A. Williams,
Goodrich,	Romeyn,	W. D. Williams,
Harris,	Sanford,	Yawkey,
Hartson,	Seward,	Speaker <i>pro tem.</i> ,
Holt,	Shaw,	59

NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 19, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bills:

1. House bill No. 186, entitled

A bill to amend sections 1, 7, 32, 39 and 44 of an act entitled "an act to incorporate the city of Jackson," approved February 14, 1857;

2. House bill No. 241, entitled

A bill to legalize the action of the school inspectors of the township of Marathon, in Lapeer county, in organizing school district number six, in such township of Marathon;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 129, entitled

A bill to provide for the laying out, establishing and construction of a certain State road in the county of Lapeer;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 186, entitled

A bill to protect the proprietors of hotels;

2. Senate bill No. 190, entitled

A bill to amend section 81, of chapter 58, of the revised statutes of 1846, relative to primary schools, the same being section 2324, of the compiled laws;

3. Senate bill No. 191, entitled

A bill to amend sections 12 and 13, of chapter 58, of the revised statutes of 1846, the same being sections 2255 and 2256, of the compiled laws, relative to primary schools;

4. Senate bill No. 195, entitled

A bill to amend section one, of act No. 100, of the laws of 1865, entitled "An act to provide for the drainage and reclamation of swamp lands by means of a road to be known as the

"Cass River and Wild Fowl Bay State road," approved March 2, 1865;

5. Senate bill No. 200, entitled

A bill to amend section 28, of chapter 94, of the revised statutes of 1846, being section 3946 of compiled laws, relating to criminal proceedings before justices of the peace;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on State affairs.

The second and third named bills were read a first and second time by their titles, and referred to the committee on education.

The fourth named bill was read a first and second time by its title, and referred to the committee on public lands.

The fifth named bill was read a first and second time by its title, and referred to the committee on the judiciary,

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 18, entitled

Joint resolution providing that the swamp land grants for roads in the Upper Peninsula, may be used for the construction of road-beds for tram, train or railroads;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.



The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

To the Speaker of the House of Representatives: \*

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to amend an act entitled "An act to organize union school district of Bay City;"

And to inform the House that the Senate has amended the same by striking out in section 2, all after the word "every," in line 8, to and including the word "and," in line 10, and inserting in place thereof the words "elector who;" also, by striking out in line 13 of the same section, the words "qualified voter," and inserting in place thereof the words "entitled to vote;" also, by adding to the section the following proviso: "*Provided, That in any vote for the purpose of raising money by tax or loan, those only shall be entitled to a vote who are qualified voters under the laws pertaining to the primary schools of this State;*"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Westover moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Holt,	Mr. Sanford,
Barnaby,	Horton,	Seward,
Blake,	Hunt,	Shaw,
Bostwick,	Hutchinson,	Sheldon,
Boynton,	Jewell,	Smith,
G. G. Briggs,	L. Kendrick,	Swift,
Cameron,	Kingsley,	Ternes,

B. Clark,	Lane,	Vowles,
Cogshall,	Lee,	Walker,
Crane,	Lovell,	Walton,
Crossman,	Mandigo,	Weier,
Curry,	Miller,	Wendall,
Doty,	Millington,	Westover,
Dusseau,	Mitchell,	Wilcox,
Eck,	Newman,	J. A. Williams,
Fenner,	Parcell,	W. D. Williams,
Fuller,	Putnam,	Yawkey,
Goodrich,	Riford,	Speaker <i>pro tem.</i> ,
Harris,	Romeyn,	56
	NAYS.	0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following joint resolution:

House joint resolution No. 16, entitled

Joint resolution urging upon our Senators and Representatives in Congress the importance of securing to certain Indians and other persons, their rights to Indian reservation lands, in Muskegon county,

Which the Senate amended by striking out in the first line of the second resolution the words "His Excellency,"

And in which amendment the House refused to concur;

And to inform the House that the Senate recedes from its amendment.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER, }  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 181, entitled

A bill to amend section 29 of an act entitled "An act to authorize the business of banking," approved February 15, 1857;

2. Senate bill No. 101, entitled

A bill to amend section 1666, of the compiled laws, being section 8, of chapter 52, of the compiled laws, relative to the manufacture and sale of intoxicating drinks, as a beverage;

3. Senate bill No. 202, entitled

A bill to authorize the township of Lee, in the county of Calhoun, to vote a tax to repay a certain advance made to said township;

4. Senate bill No. 203, entitled

A bill to provide for a session of the Supreme Court at Grand Rapids, and to amend an act entitled "An act to provide for the organization of the Supreme Court, pursuant to section 2, of article 6, of the constitution," approved February 16, 1857, and as amended by act No. 179, of the session laws of 1859, approved February 14, 1859, and to add a new section thereto, to stand as section 22;

5. Senate manuscript bill, entitled

A bill to authorize the board of trustees of the village of Newaygo to cause said village to be re-surveyed and re-platted; and to provide for recording the same;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first and fifth named bills were read a first and second

time by their titles, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on local taxation.

The fourth named bill was read a first and second time by its title, and referred to the committee on the judiciary.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 12, entitled

A bill to amend an act entitled "An act to authorize the several townships in the counties of Livingston, Oakland, Washtenaw and Wayne, to pledge their credit, and the county of Livingston to raise by tax, or borrow money, to aid in the construction of a railroad from some point near the city of Detroit, to Howell, in the county of Livingston," approved February 5th, 1864, and amended by act of the Legislature approved March 21st, 1865,

And to inform the House that the Senate has adopted the accompanying substitute therefor;

In the passage of which, as thus substituted, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Sanford,

The substitute was referred to the committee on internal improvements.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
*Lansing, March 19, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 165, entitled

A bill for the protection of fish in the lakes known as Devil's Lake and Round Lake, in Lenawee county,

And to inform the House that the Senate has amended the same by adding at the end of section one, and also at the end of section two, the words "Whitmore Lake, Washtenaw county, and Brace Lake, Calhoun county;" also, by striking out in line 1 of section 2, the word "fifteenth," and inserting in place thereof the word "first;" also, by striking out in the same line and section, the word "November," and inserting in place thereof, the word "December;" also, by striking out in line 2 of same section, the word "fifteenth," and inserting in place thereof, the word "first;" and that the Senate has amended the title, by adding thereto the words "Whitmore Lake, Washtenaw county, and Brace Lake, Calhoun county;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Hutchinson moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hunt,	Mr. Smith,
Barnaby,	L. Kendrick,	Snell,
Baxter,	Klein,	Stewart,
Blake,	Lane,	Stockbridge,
Bostwick,	Lee,	Swift,
Boynston,	Lovell,	Ternes,
G. G. Briggs,	Mandigo,	Vowles,
Cameron,	Mead,	Wagner,
B. Clark,	Miles,	Walker,

Cogshall,  
Crane,  
Curry,  
Davis,  
Dusseau,  
Eck,  
Fenner,  
Fuller,  
Harris,  
Hartson,

Miller,  
Millington,  
Mitchell,  
Norton,  
Putnam,  
Romeyn,  
Shaw,  
Sheldon,  
Shier,

Walton,  
Weier,  
Wendell,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Yawkey,  
Speaker *pro tem.*,  
55

## NAYS.

0

The amendment to the title was agreed to.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 179, entitled

A bill to incorporate the village of Lisbon, in Kent and Ottawa counties,

And to inform the House that the Senate has amended the same, by striking out in lines 4 and 5, of section 5, the words "and impartially;" also, by inserting in line 15, of section 8, after the word "riding," the words "or driving;" also, by striking out in line 64, of section 8, the word "one," and inserting in place thereof the word "ten;" also, by inserting in line 87, of same section, after the word "village," the words "exclusive of highway and other special taxes;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. B. Clark moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Hutchinson,	Mr. Shier,
Baxter,	L. Kendrick,	Smith,
Blake,	Kingsley,	Snell,
Bostwick,	Klein,	Stewart,
G. G. Briggs,	Lane,	Stockbridge,
Cameron,	Lee,	Swift,
B. Clark,	Lovell,	Ternes,
G. Clark,	Mandigo,	Wagner,
Crane,	Mead,	Walker,
Curry,	Miles,	Walton,
Davis,	Millington,	Weier,
Doty,	Puroell,	Wendell,
Dussean,	Putnam,	Westover,
Eak,	Riford,	Wilcox,
Fenner,	Riopelle,	H. G. Williams,
Goodrich,	Romeyn,	J. A. Williams,
Harris,	Seward,	W. D. Williams,
Hartson,	Shaw,	Yawkey,
Horton,	Sheldon,	Speaker, <i>pro tem.</i>
Hunt,		58

## NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER.  
Lansing, March 19, 1869.

To the Speaker of the House of Representatives:

Sir—I am instructed to return to the House the following bill:

House bill No. 235, entitled

A bill to amend sections 10 and 26, and to add section 21 to an act entitled "An act to organize union school district of the city of Saginaw," approved March 18, 1865,

And to inform the House that the Senate has amended the same by striking out, in section 10, all after the word "roll," in line 17, and inserting in place thereof the following: "And on

the first day of February such sum as shall equal one-half the amount of the total school tax, the same to be paid out of any moneys collected by him on said roll; and the balance of the school moneys on the return of the roll: *Provided*, That in case the time for the collection of the roll shall be extended, then on or before the twentieth day of February, he shall pay over one-half of the balance remaining unpaid after the payment of the first of February, and the remainder on the return of the roll;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. H. G. Williams moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hutchinson,	Mr. Shaw,
Baxter,	Jewell,	Sheldon,
Blake,	L. Kendrick,	Smith,
Bostwick,	Kingale,	Snell,
G. G. Briggs,	Klein,	Stewart,
Cameron,	Lane,	Stockbridge,
B. Clark,	Lee,	Swift,
O. Clark,	Lovell,	Ternes,
Cogshall,	Mandigo,	Wagner,
Crane,	Millington,	Walker,
Curry,	Mitchell,	Walton,
Davis,	Newman,	Weier,
Doty,	Norton,	Wendell,
Dussean,	Plimpton,	Westover,
Eck,	Purcell,	Wilcox,
Fenner,	Putnam,	H. G. Williams,
Goodrich,	Riford,	J. A. Williams,
Harris,	Riopelle,	W. D. Williams,
Hartson,	Romeyn,	Yawkey,
Horton,	Seward,	Speaker <i>pro tem.</i> ,
Hunt,		

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NAYS.

0



The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 177, entitled

A bill to establish the rate of fees to be charged by the Auditor General, for furnishing transcripts, lists, abstracts and certificates;

2. Senate bill No. 183, entitled

A bill in relation to the Michigan reports deposited with the Secretary of State;

3. Senate bill No. 185, entitled

A bill to authorize existing railroad companies to aid by subscription of stock, guaranteeing of bonds, or making running connections with any road constructed or to be constructed, under the general laws of this State, and for other purposes;

4. Senate bill No. 193, entitled

A bill to provide for the purchase and payment of land in opening a highway in front of the State Prison at Jackson;

5. Senate bill No. 196, entitled

A bill to appropriate certain highway taxes for the improvement of the wagon road from the Saginaw river to Alma, in the county of Gratiot;

6. Senate bill No. 198, entitled

A bill to lay out and establish a State road from Angell's Landing, (so called,) on section 28, in township 29 north, of range 8 west, in the county of Antrim, to the center of township 29 north, of range 3 west, in the county of Otsego;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named bill was read a first and second time by its title, and referred to the committee on State affairs.

The third named bill was read a first and second time by its title, and referred to the committee on internal improvements.

The fourth named bill was read a first and second time by its title, and referred to the committee on State Prison.

The fifth and sixth named bills were read a first and second time by their titles, and referred to the committee on roads and bridges.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 78, entitled

A bill to amend "an act to provide for the appointment of trustees in certain cases," approved February 17, 1857,

And to inform the House that the Senate has amended the same by striking out all of section 4, after the word "State," in line 6;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elected.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the amendments made to the bill by the Senate;

1869.]

## HOUSE OF REPRESENTATIVES.

1813

Which motion prevailed, by yeas and nays, as follows:

YEAS.		
Mr. Avery,	Mr. Holt,	Mr. Shaw,
Barnaby,	Hutchinson,	Sheldon,
Baxter,	Jewell,	Shier,
Beall,	Klein,	Smith,
Blake,	Lane,	Stewart,
Bestwick,	Lee,	Stockbridge,
G. G. Briggs,	Lovell,	Swift,
Cameron,	Mandigo,	Tarnes,
B. Clark,	Myers,	Wagner,
O. Clark,	Miller,	Walker,
Cogshall,	Millington,	Weier,
Curry,	Newman,	Wendell,
Davis,	Norton,	Westover,
Doty,	Parsell,	Wilcox,
Dussseau,	Potnam,	H. G. Williams,
Eck,	Riford,	J. A. Williams,
Fenner,	Romeyn,	W. D. Williams,
Goodrich,	Sanford,	Yawkey,
Harris,	Seward,	Speaker <i>pro tem.</i> ,

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## NAYS.

Mr. L. Kendrick,

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker *pro tem.* also announced the following:

SENATE CHAMBER,  
Lansing, March 19, 1869.

To the Speaker of the House of Representatives:

Sir—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to incorporate the village of Spring Lake,

And to inform the House that the Senate has amended the same, as follows:

1. By striking out section 1, and substituting therefor the following:

"SECTION 1. *The People of the State of Michigan enact, That all that portion of fractional sections number fifteen, sixteen and*

twenty-two, in township eight north, of range sixteen west, as lies between the centre waters of Grand River, and the centre waters of Spring Lake, be and the same is hereby organized into a village corporate, by the name of the village of Spring Lake;"

2. By inserting after the word "electors," in line 14, of section 4, the word "names;"

3. By striking out in line 42 of section 4, the word "note," and inserting in place thereof, the word "write;"

4. By striking out in line 32 of section 5 the word "knowingly," and in line 33, the words "upon any such examination;"

5. By striking out in line 3 of section 8, the word "village," and inserting in place thereof, the word "common;"

6. By striking out in section 14, the word "so," and inserting in place thereof, the words "instead thereof;"

7. By inserting before the word "from," in line 26 of section 15, the words "geese and other fowls;"

8. By striking out in line 42 of section 15, the words "tax and," and inserting after the word "regulate," in same line, the words "and suppress;"

9. By striking out in line 3 of section 25, the words "against said companies;"

10. By inserting after the word "shall," in line 7 of section 28, the words "contain a warrant in the usual form and;"

11. By inserting between lines 10 and 11 of section 28, the words "the same;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Hunt moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Holt,	Mr. Seward,
Barnaby,	Hunt,	Shaw,
Baxter,	Hutchinson,	Sheldon,
Beall,	L. Kendrick,	Smith,
Blake,	Kingsley,	Snell,
Bostwick,	Klein,	Stockbridge,
Boynton,	Lane,	Swift,
G. G. Briggs,	Lee,	Ternes,
Cameron,	Lovell,	Wagner,
B. Clark,	Mandigo,	Walker,
O. Clark,	Miles,	Walton,
Curry,	Miller,	Weier,
Davis,	Millington,	Wendell,
Doty,	Mitchell,	Westover,
Dusseau,	Newman,	Wilcox,
Eck,	Norton,	J. A. Williams,
Fenner,	Purcell,	W. D. Williams,
Goodrich,	Putnam,	Yawkey,
Harris,	Romeyn,	Speaker <i>pro tem.</i> , 59
Hartson,	Sanford,	
	NAYS.	0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

Mr. Avery, by unanimous consent, moved to discharge the committee of the whole from the further consideration of House manuscript bill, entitled

A bill to provide for the laying out and construction of a State road from the village of St. Louis, in Gratiot county, to the village of Newaygo, in Newaygo county, and to appropriate certain non-resident highway taxes for the improvement of the same;

Which motion prevailed.

On motion of Mr. Avery,

The bill was recommitted to the committee on roads and bridges.

## THIRD READING OF BILLS.

On motion of Mr. Holt,

The order of third reading of bills was informally passed.

## MOTIONS AND RESOLUTIONS.

Mr. Romeyn moved to take from the table House bill No. 141, entitled

A bill to amend section 24, of chapter 140, of revised statutes of 1846, being section 5384 of the compiled laws, relative to the limitation of actions, and to repeal act No. 30, of session laws of 1867;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. L. Kendrick,	Mr. Sheldon,
Barnaby,	Kingsley,	Shier,
Baxter,	Klein,	Smith,
Beall,	Lane,	Snell,
Blake,	Lee,	Stewart,
G. G. Briggs,	Lovell,	Stockbridge,
Brownell,	Mead,	Swift,
Cameron,	Miles,	Tarnes,
B. Clark,	Miller,	Thompson,
Curry,	Millington,	Vowles,
Davis,	Mitchell,	Wagner,
Doty,	Newman,	Walker,
Dusseau,	Norton,	Westover,
Eck,	Purcell,	Wilcox,
Goodrich,	Putnam,	H. C. Williams,
Hartson,	Riford,	J. A. Williams,
Holt,	Romeyn,	W. D. Williams,
Hunt,	Sanford,	Yawkey,
Hutchinson,	Seward,	Speaker pro tem.
Jewell,	Shaw,	

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## NAYS.

Mr. Mandigo,

1

Mr. Romeyn moved to amend the title so that it should read,

"A bill to amend section 24, of chapter 140, of the revised statutes of 1846, being section 5384 of the compiled laws relative to the limitation of personal actions, as amended by act No. 30, of the session laws of 1867;"

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Yawkey moved to discharge the committee of the whole from the further consideration of House bill No. 288, entitled

A bill to detach certain territory from the city of East Saginaw and annex the same to the township of Spaulding, in the county of Saginaw;

Which motion did not prevail.

Mr. Miles moved to reconsider the vote by which the last motion did not prevail;

Which motion prevailed.

The motion to discharge the committee of the whole then prevailed.

On motion of Mr. Cameron,

The bill was made the special order for Wednesday evening, at half-past seven o'clock.

Mr. Boynton moved to reconsider the vote by which the House refused to pass House bill No. 259, entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession.

Mr. Barnaby moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

On motion of Mr. Boynton,

The bill was recommitted to the committee on State affairs.

Mr. Sanford offered the following:

*Resolved*, That so much of rule 22 of this House as requires the roll to be called a second time upon a call of the House, before the bar shall be closed, be and the same is hereby suspended for the remainder of the session, and that the Speaker shall direct the bar to be closed as soon as the motion for a call of the House is pronounced carried.

Mr. Yawkey moved to lay the resolution on the table;

Which motion did not prevail.

Mr. G. G. Briggs demanded the yeas and nays on the adoption of the resolution.

The demand was seconded, and the resolution was adopted, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,	Mr. Harris,	Mr. Shier,
Beall,	Holt,	Slayton,
Bostwick,	Hutchinson,	Smith,
Boynnton,	Jewell,	Snell,
G. G. Briggs,	Lane,	Stockbridge,
Brownell,	Mead,	Swift,
Cameron,	Miller,	Ternes,
B. Clark,	Millington,	Vowler,
O. Clark,	Newman,	Walker,
Cogshall,	Plimpton,	Walton,
Curry,	Purcell,	Weier,
Davis,	Riford,	Westover,
Doty,	Romeyn,	Wilcox,
Dusseau,	Sanford,	J. A. Williams,
Eck,	Seward,	W. D. Williams,
Fenner,	Shaw,	Speaker <i>pro tem</i> ,
Goodrich,	Sheldon,	50

## NAYS.

Mr. Avery,	Mr. Klein,	Mr. Stewart,
Baxter,	Lee,	Thompson,
Blake,	Lovell,	Wagner,
Hartson,	Mandigo,	Wendell,
Hunt,	Miles,	H. G. Williams,
L. Kendrick,	Norton,	Yawkey,
Kingsley,	Putnam,	20

Mr. Romeyn moved to take from the table House bill No. 216, entitled

A bill making it the duty of county, city and township treasurers to report annually to the Auditor General, the finances, debt and public property of their respective counties, cities and townships;

Which motion was withdrawn.

Mr. L. Kendrick moved that the committee on State affairs to whom was recommitted House bill No. 259, entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession,



Be instructed to incorporate in said bill the amount which each physician may be allowed to charge for mileage and attendance on the sick, and a penalty for over-charge;

Which was adopted.

Mr. Ternes offered the following:

*Whereas*, Senate bill No. 156, being "A bill to provide for the drainage of swamps, marshes and other low lands," has passed both branches of this Legislature, with a great many amendments thereto;

*And whereas*, The said bill provides for the election of one drain commissioner at the next election; therefore, be it

*Resolved*, That the Clerk of this House be and he is hereby directed to procure said Senate bill No. 156, as passed by this Legislature, when approved by the Governor, to be printed in pamphlet form, and furnish three copies thereof to each county clerk in the State, and that the county clerks be requested to furnish each drain commissioner elected or appointed under said act with a copy thereof;

Mr. H. G. Williams moved to lay the resolution on the table;

Which motion did not prevail.

The resolution was then adopted.

Mr. Baxter moved to reconsider the vote by which the House passed House bill No. 260, entitled

A bill to ascertain and perpetuate township and section lines and corners of original surveys;

Which motion prevailed.

On motion of Mr. Sanford,

The Clerk was directed to request the Senate to return the bill to the House.

Mr. Goodrich moved to reconsider the vote by which the House refused to pass House bill No. 242, entitled

A bill to restrict the running at large of fowls, and such animals as are not usually restrainable by ordinary fence enclosures.

Mr. Plimpton moved to lay the motion to reconsider on the table;

Which motion prevailed.

Mr. Lane moved to take from the table, House bill No. 223, entitled

A bill to authorize the city of Saginaw to raise money to aid in the construction of the Flint and Pere Marquette railway company's railroad, and the Jackson, Lansing and Saginaw railroad, or either of them;

Which motion prevailed.

On motion of Mr. Lane,

The bill was referred to the committee on local taxation.

By unanimous consent, the committee on local taxation submitted the following report:

The committee on local taxation, to whom was referred

A bill directing the township of Polkton, in the county of Ottawa, to raise by tax, in the year 1869, certain moneys for Lewis D. Burch,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Snell moved to reconsider the vote by which the House refused to pass House bill No. 252, entitled

A bill to amend sections 5, 7, 8, 9, 10, 28, 31, 34, 38, 42, 50, 59, 61, 62, 64, 67, 70, 93 and 95, of an act entitled "An act for the reorganization of the military forces of the State of Michigan," being act No. 16, of the session laws of 1862, approved January 18, 1862, to repeal sections 21, 57 and 58 of said act, and to add thereto a new section, to stand as section No. 97.

Mr. Bostwick moved to lay the motion to reconsider on the table;

Which motion prevailed.

Mr. G. G. Briggs moved to reconsider the vote by which the House passed House bill No. 250, entitled

A bill to authorize and require the laying out and establishment of a State road from the western terminus of Fraser street, as laid down on the recorded map or plat of Corunna, in the county of Shiawassee, to Washington street, in the city of Owosso;

Which motion prevailed.

On motion of Mr. G. G. Briggs,

The Clerk was directed to request the return of the bill from the Senate.

#### UNFINISHED BUSINESS,

Being the consideration of the following:

*Resolved*, (the Senate concurring,) That the Secretary of State cause to be published, with the laws of the present session, all concurrent resolutions which shall be passed during the session; and that the committee on enrolled bills of the Senate and House cause all concurrent resolutions in which an appropriation of money is made, to be properly enrolled and presented to the Governor for his signature;

Which was adopted.

Also, the following:

*Resolved*, by the House of Representatives, (the Senate concurring,) That the Quartermaster General of the State be and he is hereby instructed to pay to the non-commissioned staff, non-commissioned officers and musicians of the fifth, sixth and seventh Michigan volunteer infantry, for services rendered by them in the recruiting service, under orders from the State authorities, from the 1st day of August, 1861, to the 28th day of August, 1861, both days inclusive, and who did not receive pay for such services.

On motion of Mr. Curry,

The resolution was referred to the committee on ways and means.

## GENERAL ORDER.

On motion of Mr. Cameron,

The House went into committee of the whole, on the general order,

Mr. Lee in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 246, entitled

A bill to reincorporate the village of Benton Harbor;

2. House bill No. 272, entitled

A bill to incorporate the village of Dryden, in Lapeer county, State of Michigan;

3. House bill No. 267, entitled

A bill to incorporate the village of New Haven, in the county of Macomb;

4. House bill No. 275, entitled

A bill appropriating State swamp land for the construction of a State road, from Cheboygan river to Old Mackinaw;

5. House bill No. 293, entitled

A bill to amend section 29, of chapter 72, of the revised statutes of 1846, being section 2944 of the compiled laws, relating to appeals from the decision of commissioners in the payment of debts and legacies of deceased persons;

6. House bill No. 281, entitled

A bill to amend act No. 210, of the session laws of 1867;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

7. House bill No. 276, entitled

A bill to incorporate the village of White Pigeon;

Have made sundry amendments thereto, and have directed

their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following entitled bill:

8. House bill No. 274, entitled

A bill to repeal section 7, of act No. 217, of the session laws of 1861, being an act entitled "an act to provide for the drainage and reclamation of swamp lands, by means of State roads and ditches," approved March 15, 1861;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

JAMES B. LEE, *Chairman.*

Report accepted and committee discharged.

The first six named bills were placed on the order of third reading.

On motion of Mr. Vowles,

The House concurred in the amendments made to the seventh named bill by the committee, and the bill was placed on the order of third reading.

On motion of Mr. Cogshall,

The House concurred in the action of the committee in striking out all after the enacting clause of the eighth named bill, and the enacting clause was laid on the table.

Mr. Blake, by unanimous consent, moved to discharge the committee of the whole from the further consideration of House manuscript bill, entitled

A bill directing the township of Polkton, in the county of Ottawa, to raise by tax in the year 1869, certain moneys for Lewis D. Burch;

Which motion prevailed.

On motion of Mr. Blake,

The bill was laid on the table and ordered printed.

Mr. Klein asked and obtained leave of absence for himself, until Monday noon, on account of sickness.

On motion of Mr. Baxter,

The House took a recess until two o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker *pro tem*.

Roll called: quorum present.

Mr. Plimpton asked and obtained leave of absence for Messrs. Romeyn and Riopelle, until Monday noon.

Mr. Seward asked and obtained leave of absence for Mr. Riford, for the day.

Mr. Purcell asked and obtained leave of absence for Mr. R. V. Briggs, until Monday noon.

Mr. L. Kendrick asked and obtained leave of absence for himself, until Tuesday morning.

Mr. Westover asked and obtained leave of absence for himself, until Monday noon.

GENERAL ORDER.

On motion of Mr. Mead,

The House went into committee of the whole, on the general order,

Mr. Sanford in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 285, entitled

A bill to amend section 49, of an act entitled "An act to provide for the incorporation of railroad companies," approved February 12, 1855, being section 1993, of the compiled laws;

2. House bill No. 296, entitled

A bill to provide for laying out and establishing a State road in the counties of Macomb and St. Clair;

3. House bill No. 289, entitled

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay;

4. House bill No. 290, entitled

A bill to organize the county of Gladwin;

5. House bill No. 291, entitled

A bill to amend section 195, of chapter 117, of the compiled laws, relative to appeals from justices' courts;

6. Senate manuscript bill, entitled

A bill making an appropriation to complete the south end of Ionia and Houghton Lake State road;

7. House bill No. 292, entitled

A bill to amend section 5, of chapter 158, of the revised statutes, being section 5860, of the compiled laws;

8. House bill No. 295, entitled

A bill to provide for laying out and establishing a swamp land State road from the village of Escanaba, in the county of Delta, running westerly on the most direct and eligible route, to a point at or near the southern terminus of the L'Anse Bay and State Line road, in the county of Marquette, and to appropriate swamp lands therefor;

9. House bill No. 286, entitled

A bill to provide for laying out and establishing a State road from the township of Chesaning, to the township of Spalding, all in the county of Saginaw, and to appropriate swamp lands to aid in the construction of the same;

10. House bill No. 297, entitled

A bill to provide for the drainage and reclamation of swamp land, by means of a State road and ditches, from the east arm of Grand Traverse Bay to Houghton Lake;

11. House bill No. 298, entitled

A bill to provide for laying out and establishing a State road, to be known as the Cheboygan River and Little Traverse Bay State road, and appropriating certain swamp lands for the construction of the same;

12. House bill No. 30, entitled

A bill to repeal subdivision No. 8, of section No. 1, of act No.

117, of the laws of 1859, and all other acts or parts of acts which authorize the laying out and establishing of the Marquette and Bay DeNoc swamp land State road;

13. House bill No. 302, entitled

A bill appropriating eight sections of State swamp land to secure the opening and construction of that part of the Bridgeport and Forrestville State road between Vassar and the village of Wahjemega;

14. House bill No. 303, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a State ditch in Tuscola county;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

15. House bill No. 305, entitled

A bill to incorporate the village of Milford;

16. House bill No. 300, entitled

A bill to provide for the drainage and reclamation of swamp land by means of a State road and ditches, from Ludington, in Mason county, to the east line of said county;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

17. House bill No. 287, entitled

A bill to legalize the action of a special township meeting of the township of Onondaga, Ingham county, held February 6, 1869, in locating the site of a bridge across Grand river, in said township;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.



The committee of the whole have also had under consideration the following entitled bill:

18. House bill No. 294, entitled

A bill to organize the Au Sable and Tawas River Boom Company, with certain privileges;

Have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on lumber interests.

The committee of the whole have also had under consideration the following entitled bill:

19. House bill No. 299, entitled

A bill to provide for the construction of a ditch to drain Scott Lake, and the adjacent swamp lands, in the county of Van Buren;

Have directed their chairman to report the same back to the House with the recommendation that it be recommitted to the committee on drainage.

GEO. P. SANFORD, *Chairman*.

Report accepted and committee discharged.

The first fourteen named bills were placed on the order of third reading.

On motion of Mr. Baxter,

The House concurred in the amendments made to the fifteenth and sixteenth named bills by the committee, and the bills were placed on the order of third reading.

On motion of Mr. Smith,

The House non-concurred in the action of the committee, in striking out all after the enacting clause of the seventeenth named bill, and the bill was placed on the order of third reading.

On motion of Mr. Baxter,

The House concurred in the recommendation of the committee relative to the eighteenth named bill, and the bill was recommitted to the committee on lumber interests.

On motion of Mr. Baxter,

The House concurred in the recommendation of the com-

mittee relative to the nineteenth named bill, and the same was recommitted to the committee on drainage.

Mr. Holt moved to take from the table House bill No. 349, entitled

A bill to provide for the uniform assessment of property, and for the collection and return of taxes thereon;

Which motion prevailed.

On motion of Mr. Holt,

The consideration of the bill was made the special order for Monday evening at half-past seven o'clock.

Mr. Miles moved to discharge the committee of the whole from the further consideration of House bill No. 100, entitled

A bill to amend sections 66, 69, 72, 73, 76, 77, 78, 80, 81, 83, 88, 89, 90, 91, 93, 95, 96, 98, 99, 103, 106, 135, and to repeal sections 67, 70, 74, 75, 79, 82, 87, 94, 97, 100, 101, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 136, 137, 145, 154, of chapter 17, of compiled laws, the same being "An act regulating the assessment and collection of taxes;"

Which motion prevailed.

Mr. Miles moved that the consideration of the bill be made the special order for Monday evening at 7 o'clock.

Mr. Slayton demanded the previous question;

The demand was seconded and the main question ordered.

The motion of Mr. Miles then prevailed.

Mr. Holt moved to reconsider the vote by which House bill No. 349 was made the special order for Monday evening at half-past seven o'clock.

Mr. Slayton moved to lay the motion to reconsider on the table;

Which motion prevailed.

On motion of Mr. Lee,

The House adjourned until Monday morning at 9 o'clock.

*Lansing, Monday, March 22, 1899.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickox.

Roll called: quorum present.

Absent without leave: Messrs. Avery, Beall, Blake, Crane, Crossman, Mandigo, McKernan, Mitchell, Norton, Sheldon and Walton.

Mr. Davis asked and obtained leave of absence for Mr. Avery, for an indefinite time, on account of sickness.

Mr. Jewell asked and obtained leave of absence for Messrs. Crane and Walton, for the forenoon.

Mr. Fuller asked and obtained leave of absence for Mr. Mitchell, for an indefinite time, on account of sickness.

Mr. W. D. Williams asked and obtained leave of absence for Mr. Norton, for an indefinite time, on account of sickness.

Mr. O. Clark asked and obtained leave of absence for Mr. Sheldon, for an indefinite time, on account sickness.

#### PRESENTATION OF PETITIONS.

By Mr. Mead: remonstrance of John Vanhorn, George Parker and 17 others, against the formation of a school district on the line of the towns of Chesterfield and Lenox.

On motion of Mr. Mead,

The remonstrance was laid on the table.

By Mr. Ward: remonstrance of John Gute and 13 others, against establishing a State road between Owosso and Corunna.

On motion of Mr. Ward,

The remonstrance was laid on the table.

#### REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section 13, of chapter 110, of the compiled laws of 1857, entitled "guardians and wards;"

Also,

A bill to amend section 15, of chapter 110, of the compiled laws of 1857, entitled guardians and wards,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that they do not pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miller,

The bills were laid on the table.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to amend section 14, of the revised statutes of 1846, as amended by an act entitled "An act to amend section 14, of chapter 86, of the revised statutes of 1846, the same being section 3312, of the compiled laws of 1857, entitled 'guardians and wards,'" approved January 17, 1862,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

E. F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miller,

The bill was laid on the table.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 200, entitled

A bill to amend section 23, of chapter 94, of the revised statutes of 1846, being section 3946 of the compiled laws, relating to criminal proceedings before justices of the peace,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 2 3, entitled

A bill to provide for a session of the Supreme Court at Grand Rapids, and to amend an act entitled an act to provide for the organization of the Supreme Court, pursuant to section 2, of article six of the Constitution, approved February 16, 1857, and as amended by act No. 179, of session laws of 1859, approved February 14, 1859, and to add a new section thereto, to stand as section 22,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committees on the State Prison:

The committees on the State Prison, to whom was referred so much of the Governor's message as relates to the same, have visited the Prison, and herewith beg leave to submit the following report, as the result of their investigation:

The whole number of convicts at this date, is..... 622

The whole number of convicts Nov. 30, 1867,..... 582

Increase this year,..... 40

The increase for 1867 over 1866, was..... 80

The increase of 1866 over 1865, was..... 187

Showing that the *ratio* of increase is declining, though the *whole number* continues to increase. The total number of cells is 672, and though it will be seen that only a limited increase

of convicts can be provided for, still it is to be hoped the present accommodations will be sufficient for some time to come.

For a detailed statement of the receipts and expenditures of the Prison, the committee would refer you to the last report of the Inspectors, and will only add that the showing there made, is highly creditable to the good management of the business affairs of the Prison, and shows that, for the first time in its history, it has been brought up to a paying basis.

As is well known, the Prison building is not such as we can speak of with pride; but your committee are glad to be able to state that they found it as neat and clean as could be expected, and upon the whole, in a very satisfactory condition. The convicts were all comfortably clad, and, with but few exceptions, seemed robust and healthy. The hospital contains but four patients, and in all its appointments presented a comfortable appearance. With scarcely an exception, the convicts seemed to work cheerfully, and the discipline of the establishment is evidently in a highly favorable condition.

The appropriations made by the last Legislature, have evidently been judiciously expended, and the flagging of the halls, the repairs of the walls, and the new work-shop and building for the insane (when fully completed,) are all much needed and valuable improvements. The building for the insane will soon be ready for use, and will supply a want long felt, and is a very valuable addition to the Prison.

We would most strongly urge that our laws be so amended as to cause the transfer of all female convicts to the Detroit House of Correction, both as a measure of economy to the State, and for the best good of those convicts.

Your committees would recommend that, as a matter of justice, and also for its reformatory influence, that hereafter, upon the discharge of all convicts, who have a clean record for good behavior, that eight cents per day be paid them from the net earnings of the prison; and should the surplus of the prison be, after the present year, \$10,000, that the amount so paid should be ten cents per day, for the time they have served. In

this suggestion your committee agree with the Agent, that such a policy would "incite to care and economy in their food and clothing, and also to diligence and faithfulness in their daily labors, so that their services would become more valuable, and we could obtain reasonable prices therefor." If, upon his discharge, a convict has a reasonable sum of money, it will remove one great temptation to his again returning to the course of life which led to his confinement.

Your committees are of the opinion that such reasonable advance should be made in the salaries of the officers of the prison as will, at least, prevent the loss of those who have proved themselves to be competent and faithful, as they cannot be retained upon their present salaries.

It is absolutely necessary that some repairs and addition be made to the present buildings, and your committee would recommend the following appropriations:

New roofing of front building, with slate,.....	\$ 500
Improvement in reception room,.....	500
Flagging of dining room,.....	1,000
Sewer,.....	1,000
Opening street in front of prison,.....	7,000
Fence,.....	2,000
New building for chapel, bath and store rooms,.....	15,000
	<u>\$27,000</u>

Your committees also recommend that the suggestions contained in the message of Governor Baldwin, relating to the appointment of a commission, empowered to consider and examine the whole question relating to our various punitive and reformatory institutions, be adopted, and feel confident that much good will result from it to the State.

Before closing, we would add that, in our opinion, much credit is due to the present agent, Mr. H. H. Bingham, as well as to his deputy, Mr. J. R. Martin, for their efforts in preserving a high state of discipline, as well as promptness and faith-

fulness in the discharge of their difficult duties, as shown by the general good condition of the prison.

The same committee having been directed by a vote of the House to visit the Detroit House of Correction, have discharged that duty, and beg leave to submit the following report upon that subject:

#### THE DETROIT HOUSE OF CORRECTION.

Your committee found the buildings and grounds to be in the most satisfactory condition. The outward appearance is attractive, having the air of an educational or curative establishment, rather than of a prison. The interior is scrupulously clean, the atmosphere in the several apartments is pure and free from "prison odor," the whole presenting to the visitor a cheerful impression, as well as the exterior.

The prisoners are robust and healthy to a remarkable degree, and are clothed in plain gray suits of heavy woollen cloth, with stout woollen shirts, heavy stockings and coarse brogans. No marked prison dress has ever been used in this institution, either striped or parti-colored.

The cheerful activity with which they pursue their daily tasks, the quiet, contented expression of their faces, indicate that full control is had by use of means that foster manliness, rather than that drive to a dogged submission.

Probably no adult prison in the country is so well supplied as this with means for the educational and moral improvement of the inmates. Although the average sentence of prisoners committed to this institution is less than three months, hence less opportunity of educational progress, still systematic intellectual education is conducted by evening schools, lectures, a fine library of fresh books, and religious means are used with the expectation of reaping practical results.

The committees conversed freely, and alone, with some of the prisoners, who expressed their thankfulness that their course of evil had been arrested, and that they were placed under such influence as surrounds them there, and while modestly ex-



pressing their reformed purposes, gave good evidence of sincerity by refraining entirely from requests for liberation.

#### THE HOUSE OF SHELTER,

Situated on a beautiful lot, three hundred feet square, outside of the prison enclosure, being new and novel in its special design and methods of conduct, received our careful examination.

This handsome building, with its liberal appointments, was erected during the year 1868, at a cost of about \$16,000, which sum was drawn from the surplus earnings of the prisoners for the year. The building is designed for the reformation of such females as, on their discharge from the House of Correction at the expiration of their sentence, and those who grade out by good conduct previous to the termination of their sentences, and who *voluntarily* enter and remain in this family. No locks or other restraint is used to detain any person in this house, only the *moral force* of affection.

The high character of the ladies in charge, (Mrs. Wiggins, and Miss Hall,) both as to their refinement and culture, the comforts, not to say elegance of the house, and the beautiful spirit of the whole establishment, very deeply impressed the committees, at once exciting their surprise, and calling forth their admiration.

The facilities and system for treating delinquent females, as observed by the committees at the Detroit House of Correction, with its house of shelter department, seems to be all that can be desired, and are far in advance of anything we had supposed to exist in the State or country.

These establishments, though owned by the city of Detroit, receive both male and female prisoners from twenty-four counties, who would otherwise be confined in the jails, subjected to the evil associations and degrading influences that pertain to them, and females from the whole State, who would otherwise be confined in the small and inadequate apartment at the State Prison. The institution is therefore of more than local importance, and its influence is powerfully felt throughout the

State, to which, as well as to the city of Detroit, it is an honor and a blessing.

We heartily commend the Detroit House of Correction and its wise management, to the generous confidence and cordial regard of the Legislature and to the people of the State; and before we close, must add that its wonderful success and high degree of perfection is, in our opinion, largely due to the wise and enlightened policy of the gentleman who stands at its head, and who manages and controls it, in all essential respects—the Hon. Z. R. Brockway.

F. B. STOCKBRIDGE,  
*Chairman House Committee.*

E. L. KOON,  
*Chairman Senate Committee.*

Report accepted and committees discharged.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred

A bill to provide for the laying out and construction of a State road from the village of St. Louis, in Gratiot county, to the village of Newaygo, in Newaygo county, and to appropriate certain non-resident highway tax for the improvement of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shier,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on Reform School:

The committee on Reform School, to whom was referred Senate bill No. 175, entitled

A bill authorizing the Board of Control of the State Reform School to convey certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

E. B. WARD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage, to whom was referred Senate manuscript bill, being

A bill to provide for the payment of certain drainage orders outstanding in the county of Oakland,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. L. BAXTER, *Acting Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
[Lansing, March 20, 1869.] }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to revise the charter of the village of Wenona;

Also,

An act to amend an act entitled "An act to revise and amend the charter of the city of Saginaw," approved February 5, 1859,

as amended by act No. 39, of the session laws of 1863, and by act No. 122, of the session laws of 1865, and by act No. 496, of the session laws of 1867.

HENRY P. BALDWIN.

The message was laid on the table.

THIRD READING OF BILLS.

On motion of Mr. G. G. Briggs,

The order of third reading of bills was informally passed.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, on the 20th day of March, 1869, the following bills, to wit:

A bill to amend an act entitled "An act to revise and amend the charter of the city of Saginaw," approved Feb. 5th, 1859, as amended by act No. 39, of the session laws of 1863, and by act No. 122, of the session laws of 1865, and by act No. 496, of the session laws of 1867;

Also,

A bill to amend sections one and three of an act entitled "An act to revise the charter of the city of Adrian," approved March 21, 1865.

Also, the following bills, which were presented to the Governor on the 22d day of March, 1869:

A bill to incorporate the village of Ovid;

Also,

A bill to incorporate the village of Rochester;

Also,

A bill to incorporate the village of Portsmouth;

Also,

A bill to enable any township, city or village to pledge its aid, by loan or donation, to any railroad company now chartered or organized, or that may hereafter be organized, under and by virtue of the laws of the State of Michigan, in the construction of its road;

Also,

A bill to organize the county of Benzie;

Also,

A bill to prohibit, discourage and punish prize fighting within the State of Michigan;

Also,

Joint resolution urging upon our Senators and Representatives in Congress the importance of securing to certain Indians and other persons, their rights to Indian reservation lands, in Muskegon county;

Also,

Joint resolution relative to the distribution of the laws, journals, documents and joint documents of the session of the Legislature of the year A. D. 1869;

Also,

A bill to provide for the laying out and establishing a State road from Caro to Hurd's Corners, in Tuscola county;

Also,

A bill to legalize the action of the board of supervisors of Ingham county, in discontinuing a certain piece of State road;

Also,

A bill to amend section 20 of an act entitled "An act to incorporate the village of Dansville," approved March 9, 1867, being act No. 307, of the session laws of 1867;

Also,

A bill to amend section 15 of an act entitled "An act to provide for the incorporation of villages," approved February 17, 1857, being section 2112 of the compiled laws;

Also,

A bill making appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, and for the erection of a new building for the State Agricultural College;

Also,

A bill to provide for the payment of Porter L. Swords, of the city of Adrian, Lenawee county, for furnishing money to certain

volunteers credited to the township of Woodstock, in said county, to aid in the suppression of the rebellion;

Also,

A bill to amend section 1, of act No. 153, of the session laws of 1861, being an act entitled "An act to incorporate the public schools of the city of Adrian," approved March 13, 1861;

Also,

Joint resolution providing that the swamp land grants for roads in the Upper Peninsula, may be used for the construction of road-beds for tram, train or railroads;

Also,

Joint resolution relating to navigation between the United States and Canada.

E. M. MASON, *Chairman*.

Report accepted.

#### MOTIONS AND RESOLUTIONS.

Mr. Holt moved to discharge the committee of the whole from the further consideration of House bill No. 312, entitled

A bill to organize the township of Morris, in the county of Muskegon;

Which motion prevailed.

On motion of Mr. Holt,

The bill was placed on the order of third reading.

Mr. W. D. Williams moved to discharge the committee of the whole from the further consideration of House bill No. 315, entitled

A bill to carry out the purpose of Congress in granting lands for the construction of a ship canal from Portage Lake to Lake Superior;

Which motion prevailed.

On motion of Mr. W. D. Williams,

The bill was referred to the special joint committee on that subject.

Mr. Hartson moved to take from the table Senate joint resolution No. 9, entitled

Joint resolution for the relief of Henry Johr, John E. Kitton, John Canan and Francis Krouse;

Which motion prevailed.

On motion of Mr. Hartson,

The joint resolution was referred to the committee of the whole, and placed on the general order.

GENERAL ORDER.

On motion of Mr. Plimpton,

The House went into committee of the whole, on the general order,

Mr. Slayton in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 271, entitled

A bill to incorporate the village of South Haven;

2. House bill No. 304, entitled

A bill to incorporate the village of New Buffalo, Berrien county;

3. Senate bill No. 102, entitled

A bill to amend section 29 of an act for the reorganization of the military forces of the State of Michigan, being act number 16, of the session laws of 1862, approved January 18, 1862;

4. Senate bill No. 135, entitled

A bill to provide for the purchase of books for the State library;

5. Senate bill No. 98, entitled

A bill to amend act No. 153, of the session laws of 1867, being an act to provide for holding the circuit courts in case of death, resignation, removal, absence or inability of the circuit judge;

6. Senate bill No. 167, entitled

A bill to repeal act No. 362, session laws of 1867, entitled "An act to provide for the drainage and reclamation of swamp

lands, by means of State roads and ditches, from Crawford's marble quarry, to the Duncan, Alpena and Sauble River State road;

7. Senate bill No. 170, entitled

A bill to provide for the payment of the interest on the State debt;

8. Senate bill No. 89, entitled

A bill to provide a tax for the expenses of the State government;

9. Senate bill No. 128, entitled

A bill to amend an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the county of Cass," approved March 26, 1867;

10. Senate bill No. 164, entitled

A bill to provide for the graduation of the price of swamp lands, and to authorize payment thereon in swamp land scrip;

11. Senate bill No. 171, entitled

A bill to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached, into a township by the name of Filer;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

12. Senate bill No. 148, entitled

A bill to provide for the further geological survey of the State;

13. Senate bill No. 134, entitled

A bill to authorize and require the Commissioner of the Land Office to furnish certified copies of field notes, maps, records and other papers, pertaining to land titles, and to declare the effect thereof, as evidence in suits at law or equity;

14. Senate bill No. 163, entitled

A bill to provide for the issuing, delivering or depositing



patents to swamp lands, and to provide for the assessment and taxation of such lands;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled concurrent resolution:

House concurrent resolution No. 1, entitled

Concurrent resolution to protect actual residents upon railroad and other lands, in their rights as first purchasers of such lands;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend its adoption.

The committee of the whole have also had under consideration the following entitled joint resolution:

Senate joint resolution No. 19, entitled

Joint resolution relative to an outstanding treasury warrant;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

The first eleven named bills were placed on the order of third reading.

On motion of Mr. Swift,

The House concurred in the amendments made to the thirteenth and fourteenth named bills by the committee, and the bills were placed on the order of third reading.

Mr. Cogshall called for a division of the question on the amendments made to the twelfth named bill, that the question might be taken on each amendment separately.

The question being on concurring in the amendment to section 1, line 2, striking out "President of the State University," and inserting "Superintendent of Public Instruction;"

The amendment was agreed to.

Mr. Cogshall moved that the bill be recommitted to the committee on geological survey;

Which motion did not prevail.

On motion of Mr. G. G. Briggs,

The House concurred in the other amendments made to the bill by the committee, and the bill was placed on the order of third reading.

The joint resolution was placed on the order of third reading.

On motion of Mr. Stockbridge,

The concurrent resolution was referred to the committee on internal improvements.

Mr. Lee, by unanimous consent, offered the following:

*Resolved*, That the Speaker be and he is hereby authorized to appoint two additional assistant firemen, at a salary of \$2 00 per day, for the remainder of the session, to assist in filing the bills and journals, and performing such other labor as may be required of them;

Mr. Huston moved to amend by striking out "assistant firemen," and inserting "messenger boys" in lieu thereof;

The amendment was withdrawn.

Mr. Swift moved to so amend the resolution as to authorize the Clerk to employ such assistance as he may deem necessary to do the work mentioned in the resolution;

Which was agreed to.

The resolution, as amended, was agreed to.

On motion of Mr. Lee,

The House took a recess until this afternoon at 2 o'clock.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Seward asked and obtained leave of absence for Mr. Riford, for an indefinite time, on account of sickness.

## GENERAL ORDER.

On motion of Mr. Thompson,

The House went into committee of the whole, on the general order,

Mr. Gay in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. Senate bill No. 161, entitled

A bill to designate the place of holding the annual township meeting in the township of Manistee on the first Monday of April, in the year 1869;

2. Senate bill No. 56, entitled

A bill to repeal act No. 237, of the session laws of 1861, approved March 16, 1861, being "an act to regulate proceedings in certain cases of nuisance;"

3. Senate bill No. 132, entitled

A bill to regulate the practice of dentistry in the State of Michigan;

4. Senate bill No. 169, entitled

A bill to amend an act entitled "an act to incorporate the city of Pontiac," approved March 15, 1861, and to add two new sections thereto;

5. Senate bill No. 146, entitled

A bill to authorize the mayor, recorder, and aldermen of the city of Ann Arbor to borrow money and issue bonds to aid in furnishing said city with water;

6. Senate bill No. 109, entitled

A bill to amend section two of an act entitled "An act to protect the title of the owners of floating logs and lumber," approved March 27, 1867, and to add a section thereto, to stand as section six;

7. Senate bill No. 166, entitled

A bill to amend sections 4 and 6, of chapter 42, of the revised statutes of 1846, being sections 1566 and 1568, of the compiled

laws, relative to the maintenance of illegitimate children;

8. Senate bill No. 168, entitled

A bill to repeal act No. 30, of session laws of 1864, entitled "an act to provide for the drainage and reclamation of swamp lands by means of State roads and ditches, from Muir, in Ionia county, to the north line of Isabella county;"

9. Senate bill No. 176, entitled

A bill to amend section 19, of chapter 172, of the revised statutes of 1846, being section 6176 of the compiled laws, relative to the salaries of officers and Agent of the State prison;

10. Senate bill No. 155, entitled

A bill to amend sections 7, 87, 91, 92, 94, 160 and 213, of act No. 215, of the laws of 1859, entitled an act to re-incorporate the city of Owosso, approved February 15, 1865;

11. Senate bill No. 180, entitled

A bill to amend section 52, of chapter 77, of the revised statutes of 1846, being section 3090 of the compiled laws, touching the sale of lands for the payment of debts, by executors, administrators and guardians, by adding a proviso thereto;

12. Senate bill No. 175, entitled

A bill authorizing the Board of Control of the State Reform School to convey certain real estate;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

13. Senate bill No. 158, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of the completion and extension of the Newaygo and Dayton State road;

14. Senate bill No. 200, entitled

A bill to amend section 23, of chapter 94, of the revised statutes of 1846, being section 3946 of compiled laws, relating to criminal proceedings before justices of the peace;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration, the following entitled bills:

15. Senate bill No. 47, entitled

A bill to collect, compile and reprint the general laws of this State;

16. Senate bill No. 203, entitled

A bill to provide for a session of the Supreme Court at Grand Rapids, and to amend an act entitled "An act to provide for the organization of the Supreme Court, pursuant to section 2, of article 6, of the constitution," approved February 16, 1857, and as amended by act No. 179, of the session laws of 1859, approved February 14, 1859, and to add a new section thereto, to stand as section 22;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled joint resolutions:

1. Senate joint resolution No. 20, entitled

Joint resolution for the relief of Elmina Brainerd;

2. Senate joint resolution No. 16, entitled

Joint resolution asking an appropriation to aid the geological survey of this State;

3. Senate joint resolution No. 9, entitled

Joint resolution for the relief of Henry Johr, John E. Kitton, John Canan and Francis Krouse;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

MYLO L. GAY, *Chairman.*

Report accepted and committee discharged.

The first twelve named bills were placed on the order of third reading.

On motion of Mr. Sanford,

The House concurred in the amendments made to the thirteenth and fourteenth named bills by the committee, and the bills were placed on the order of third reading.

On motion of Mr. Ingersoll,

The House non-concurred in the action of the committee in striking out all after the enacting clause of the fifteenth named bill, and the bill was laid on the table.

Mr. Sanford moved that the House concur in the action of the committee in striking out all after the enacting clause of the sixteenth named bill;

Which motion did not prevail.

On motion of Mr. Slayton,

The bill was laid on the table.

The three named joint resolutions were placed on the order of third reading.

Mr. Lee moved that the House adjourn;

Which motion did not prevail.

On motion of Mr. Sanford,

The House took a recess until 7 o'clock this evening.

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EVENING SESSION.

7 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Huston moved that there be a call of the House;

Which motion did not prevail.

SPECIAL ORDER.

On motion of Mr. Horton,

The House went into committee of the whole, on the special order,

Mr. Horton in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 100, entitled

A bill to amend sections 66, 69, 72, 73, 76, 77, 78, 80, 81, 83, 88, 89, 90, 91, 93, 95, 96, 98, 99, 103, 106, 135, and to repeal sections 67, 70, 74, 75, 79, 82, 87, 94, 97, 100, 101, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 136, 137, 145, 154, of chapter 17, of compiled laws, the same being an act regulating the assessment and collection of taxes,

And have directed their chairman to report the bill back to the House.

DEXTER HORTON, *Chairman.*

Report accepted and committee discharged.

Mr. Stockbridge moved that the bill be laid on the table;

Which motion did not prevail.

Mr. Miles moved that the bill be placed on the order of third reading.

Mr. Crossman demanded the yeas and nays;

The demand was seconded, and the motion to place the bill on the order of third reading prevailed, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,	Mr. Harris,	Mr. Snell,
Beall,	Hubbard,	Stannard,
Bostwick,	Hunt,	Stewart,
G. G. Briggs,	Hurlbut,	Stockbridge,
R. V. Briggs,	Jewell,	Swift,
Brownell,	Kingsley,	Ternes,
B. Clark,	Klein,	Vowler,
O. Clark,	Lane,	Wagner,
Cogshall,	Mandigo,	Walker,
Curry,	Mason,	Walton,
Davis,	McKernan,	Weier,
Doty,	Miles,	Wendell,
Dussau,	Millington,	Westover,
Eck,	Murray,	H. G. Williams,
Elliott,	Newman,	W. D. Williams,
Fenner,	Parcell,	Yawkey,
Goodrich,	Shier,	Speaker, 51

## NAYS.

Mr. Boynton,	Mr. Huston,	Mr. Putnam,	
Cameron,	Ingersoll,	Sanford,	
Crossman,	L. Kendrick,	Seward,	
Holt,	Lee,	Slayton,	
Horton,	Lovell,		14

On motion of Mr. Boynton,

The House adjourned until to-morrow morning at 9 o'clock

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*Lansing, Tuesday, March 23, 1860.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Weed.

Roll called: quorum present.

Absent without leave: Messrs. Blake, Curry, Fenner and Plimpton.

Mr. Miller asked and obtained leave of absence for Mr. Fenner, for an indefinite time, on account of sickness.

Mr. Horton asked and obtained leave of absence for Mr. Curry, for an indefinite time, on account of sickness.

Mr. Riopelle asked and obtained leave of absence for Mr. Plimpton, until Thursday next.

## PRESENTATION OF PETITIONS.

By Mr. Ingersoll: memorial of Charles E. Silsbe, Charles Flach and John S. Conant, remonstrating against dissolving the Michigan Furniture Company.

Referred to the committee on banks and incorporations.

By Mr. Baxter: remonstrance of Christian Hartwick, and 58 other citizens of the township of Clinton, in the county of Lenawee, against in any way disturbing the recent incorporation of the township of Clinton.

Referred to the committee on banks and incorporations.

## REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred



A bill to amend section 1, of act No. 21, of the session laws of 1861, entitled "An act to confirm deeds and instruments intended for the conveyance of real estate, in certain cases,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cameron,

The bill was laid on the table.

By the committee on federal relations:

The committee on federal relations, to whom was referred Senate joint resolution No. 4, entitled

Joint resolution asking Congress to grant even sections of land, to aid in the construction of wagon roads, and to extend the time for their construction, and to authorize the State to sell the lands and use the money for the construction of the roads,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. W. SWIFT, *Chairman.*

Report accepted and committee discharged.

The joint resolution was referred to the committee of the whole, and placed on the general order.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred Senate bill No. 185, entitled

A bill to authorize existing railroad companies to aid by subscription of stock, guaranteeing of bonds, or making running connections with any road constructed or to be constructed, under the general laws of this State, and for other purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. SMITH, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred Senate bill No. 191, entitled

A bill to amend sections 12 and 13, of chapter 58, of the revised statutes of 1846, the same being sections 2255 and 2256 of the compiled laws, relative to primary schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. L. BAXTER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on education:

The committee on education, to whom was referred Senate bill 190, entitled

A bill to amend section 81, of chapter 58, of the revised statutes of 1846, the same being section 2324, of the compiled laws, relative to primary schools,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. L. BAXTER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No 82, entitled

A bill to amend act No. 147, of the session laws of 1865, being an act entitled "An act to amend section 17, of chapter 67, section 1961, of the compiled laws, relative to the rates of fare on short railroads,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred Senate bill No. 177, entitled

A bill to establish the rate of fees to be charged by the Auditor General for furnishing transcripts, lists, abstracts and certificates,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill appropriating swamp land for the improvement of the State road from Ithaca to St. Charles,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, Jr., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage, to whom was referred

A bill to aid the county of Ottawa in draining swamps, marshes and other low lands in said county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, recommend that they do not pass, and ask to be discharged from the further consideration of the subject.

ELLERY A. BROWNELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was laid on the table.

By the committee on the State Prison:

The committee on the State Prison, to whom was referred Senate bill No. 193, entitled

A bill to provide for the purchase and payment of land in opening a highway in front of the State Prison at Jackson,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

F. B. STOCKBRIDGE, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred Senate manuscript bill, entitled

A bill making appropriation for the completion of Normal School building;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Shier,

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on local taxation:

The committee on local taxation, to whom was recommitted House bill No. 273, entitled

A bill to authorize the city of Saginaw to raise money to aid in the construction of the Flint and Pere Marquette railway company's railroad, and the Jackson, Lansing and Saginaw railroad, or either of them,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Lane,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Gifford,	Mr. Purcell,
Barnaby,	Harris,	Riopelle,
Baxter,	Hartson,	Seward,
Beall,	Hubbard,	Shaw,
Bostwick,	Hunt,	Shier,
Boynton,	Hurlbut,	Sickels,
G. G. Briggs,	Huston,	Smith,
Brownell,	Hutchinson,	Snell,
Cameron,	Ingersoll,	Stewart,
B. Clark,	L. Kendrick,	Swift,
O. Clark,	F. G. Kendrick,	Ternes,
Cogshall,	Kingale,	Vowles,
Crossman,	Klein,	Wagner,
Davis,	Lane,	Weier,
Doty,	Lee,	Wendell,
Dusseau,	McCowan,	H. G. Williams,
Eck,	McKernan,	W. D. Williams,
Fuller,	Mead,	Woodard,
Gay,	Miller,	Yawkey, 57

#### NAYS.

Mr. R. V. Briggs,	Mr. Newman,	Mr. Walker,
Elliott,	Putnam,	Walton,
Goodrich,	Romeyn,	Ward,
Holt,	Rowlson,	Westover,
Jewell,	Slayton,	Wilcox,
Lovell,	Stannard,	J. A. Williams,
Mandigo,	Stockbridge,	Speaker, 22
Millington,		

Title agreed to.

#### REPORTS OF SELECT COMMITTEES.

By the committee of conference, on the disagreement of the two houses on Senate bill No. 64:

The joint committee of conference, appointed on the part of the Senate and House of Representatives, to confer in reference

to the disagreement of the two Houses on Senate bill No. 64, entitled

A bill to provide for free schools, and to amend sections 2264, 2267, 2272, 2275, 2301, 2323, 2350 and 2384, of the compiled laws, being sections 21, 24, 29, 32, 58, 80 and 107, of chapter 78, of the revised statutes of 1846, and section 1 of an act entitled an act to amend the revised statutes, relative to the support of primary schools and the custody of the township libraries, approved April 2, 1850, and to repeal sections 2276, 2277, 2278, 2283, 2285, 2286, 2287, 2288, 2289, 2290 and 2381, of the compiled laws,

Which the House amended by striking out of line 2, in recited section 24, the words "five months," and in line 3, all except the words "nor less than," and inserting in lieu thereof the words "nine months in districts having eight hundred children over five and under twenty years of age, and not less than five months in districts having from thirty to eight hundred children of like ages;"

Also, by inserting after the word "months," where it first occurs in line 4, of recited section 80, the following: "and in any district having eight hundred or more children of like ages, for nine months;"

In which amendments the Senate refused to concur,

Respectfully report that, although, as appears from the journal, there was such disagreement, it was only that other provisions of the bill might be made to harmonize with the amendments, as proposed by the House.

Your committee believe that, with the advanced position which the State is at this time adopting in the establishment of a system of free schools, abolishing the old rate system, we should also incorporate such provisions as will secure, beyond dispute, the most approved educational advantages. With this as a basis, it is very proper that districts having upwards of eight hundred children should, before they can avail themselves of the public school moneys, give children within said district all the advantages, in point of time, which are now usually

given by union schools throughout the State; therefore your committee have performed the duty assigned them, and have directed us to report the following recommendations:

1st. That the House amendments be concurred in;

2d. Amend section 107 as follows: In line 9 strike out all after the word "year," up to and including the word "number," in the 10th line, and insert in lieu thereof the following, viz: "Three months' school in districts having less than thirty children; or five months' school in districts having thirty and less than eight hundred children; or nine months' school in districts having eight hundred or more children;"

3d. And that when so amended, the bill do pass;

In which recommendations, in pursuance of instructions, the Senate and House of Representatives are respectfully asked to concur, and your committee asked to be discharged from further consideration of the subject.

DELOS PHILLIPS,

*Ch'n of Com. of Conference on the part of the Senate.*

B. L. BAXTER,

*Ch'n of the Com. of Conference, on the part of the House.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The report was laid on the table.

Mr. Crossman, by unanimous consent, moved to take from the table House bill No. 198, entitled

A bill to provide for the election, by the people, of county superintendents of the poor, and to repeal act No. 80, of the session laws of 1863, and act No. 207, of the session laws of 1865, and all other acts and parts of acts inconsistent with the provisions of this act;

Which motion prevailed.

On motion of Mr. Crossman,

The bill was recommitted to the committee on elections.



## MESSAGES FROM THE SENATE

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1869.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House the following bill:

House manuscript bill, entitled

A bill to change the name of Eva E. Strong to Rebecca Barnes, and to constitute her heir-at-law of Henry S. Barnes;

And to inform the House that the Senate does not concur in its passage.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Cogshall,

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1869.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House the following joint resolution:

House joint resolution No. 10, entitled

Joint resolution asking Congress for an appropriation of money, to improve Portage Lake and River, in Houghton county;

And to inform the House that the Senate has concurred in the recommendation of the committee of conference, that the Senate recede from its amendment to said joint resolution.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 22, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bill:

House bill No. 250, entitled

A bill to authorize and require the laying out and establishment of a State road, from the western terminus of Frazer street, as laid down on the recorded map or plat of Corunna, in the county of Shiawassee, to Washington street, in the city of Owosso,

In accordance with the request of the House so to do.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The question being upon the passage of the bill, pending the taking of the vote thereon,

Mr. Ward moved to amend by inserting after the word "Corunna, in line 1 of section 2, the words "and B. O. Williams, of Owosso, are," and the letter "s" after the word "commissioner," in the same line;

Which was agreed to.

Mr. Ingersoll moved to further amend, by inserting after the word "McArthur," in line 1, of section 2, the words "Enoch Eddy;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sickles,
Barnaby,	Huston,	Slayton,
Baxter,	Ingersoll,	Snell,
Bostwick,	Jewell,	Stannard,
Boynnton,	F. G. Kendrick,	Stewart,
G. G. Briggs,	Kingsley,	Stockbridge,
R. V. Briggs,	Klein,	Swift,
Brownell,	Lane,	Ternes,
Cameron,	Lee,	Vowles,
B. Clark,	Lovell,	Wagner,

O. Clark,	Mandigo,	Walker,	
Cogahall,	McCowen,	Walton,	
Crane,	Millington,	Ward,	
Crossman,	Murray,	Weier,	
Doty,	Newman,	Wendell,	
Dusean,	Purcell,	Westover,	
Eaton,	Putnam,	Wilcox,	
Elliott,	Riopelle,	H. G. Williams,	
Gay,	Romeyn,	W. D. Williams,	
Harris,	Sanford,	Woodard,	
Hartson,	Seward,	Yawkey,	
Hubbard,	Shaw,	Speaker,	68
Hunt,	Shier,		
	NAYS.		0

Title agreed to.

On motion of Mr. Ingersoll,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 20, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to inform the House that the Senate has appointed Senators Williams, Willard and Peirce, a committee on the part of the Senate, to act with the committee already appointed by the House, to consider the message of the Governor transmitted March 18th, inst, in regard to the Portage Lake and Lake Superior ship canal company.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 20, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to inform the House that the Senate has appointed Senators Phillips and Morton a committee on the part of the Senate, to confer with the committee already

appointed by the House, on the disagreement of the two Houses on Senate bill No. 64, entitled

A bill to provide for free schools, and to amend sections 2264, 2267, 2272, 2275, 2301, 2323, 2350 and 2384, of the compiled laws, being sections 21, 24, 29, 32, 58, 80 and 107, of chapter 78, of the revised statutes of 1846, and section 1 of an act entitled an act to amend the revised statutes, relative to the support of primary schools and the custody of the township libraries, approved April 2, 1850, and to repeal sections 2276, 2277, 2278, 2283, 2285, 2286, 2287, 2288, 2289, 2290 and 2381, of the compiled laws.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,

Lansing, March, 22, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House, House bill No. 260, entitled

A bill to ascertain and perpetuate township and section lines, and corners of original surveys,

In accordance with the request of the House.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Baxter,

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,

Lansing, March 23, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 278, entitled

A bill to incorporate the city of Lapeer;

In the passage of which the Senate has concurred, by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the committee on elections submitted the following report:

The committee on elections, to whom was recommitted House bill No. 198, as amended, entitled

A bill to provide for the election by the people, of county superintendents of the poor, and to repeal act No. 80, of the session laws of 1863, and act No. 207, of the session laws of 1865, and all other acts and parts of acts inconsistent with the provisions of this act,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

D. L. GROSSMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Boynton,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Miles moved to amend the bill by striking out the word "St. Clair county," in line 2, of section 1;

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Seward,
Barnaby,	Hutchinson,	Shier,
Beall,	Ingersoll,	Slayton,
Bostwick,	Jewell,	Smith,
Boynton,	L. Kendrick,	Snell,
G. G. Briggs,	F. G. Kendrick,	Stockbridge,
Brownell,	Lane,	Swift,
Cameron,	Mason,	Ternes,
B. Clark,	Mead,	Thompson,
Crane,	Miller,	Vowles,
Crossman,	Millington,	Wagner,
Davis,	Murray,	Walton,
Doty,	Newman,	Weier,
Dusseau,	Purcell,	Westover,
Fuller,	Biopelle,	Wilcox,
Gifford,	Romeyn,	H. G. Williams,
Harris,	Rowlson,	J. A. Williams,
Hartson,	Sanford,	Yawkey,
Hunt,		

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## NAYS.

Mr. R. V. Briggs,	Mr. Gay,	Mr. Miles,
O. Clark,	Goodrich,	Shaw,
Oogahall,	Hubbard,	Stannard,
Eaton,	Klein,	Walker,
Eck,	McCowen,	Woodard,
Elliott,	McKernan,	Speaker,

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Mr. Boynton moved to amend the title so that it would read as follows:

"A bill to provide for the election by the people of county superintendents of the poor, in the counties of Lapeer, St. Clair, Sanilac, Ingham, Macomb, Saginaw and Shiawassee, and to repeal all parts of acts inconsistent with the provisions of this act, as far as applicable to said counties;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Crossman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Vowles asked unanimous consent to move to take from

the order of third reading, and place upon its immediate passage, House bill No. 305, entitled

A bill to incorporate the village of Milford;

Mr. J. A. Williams objected.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 165, entitled

A bill to protect vineyards in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was recommitted House bill No. 64, entitled

A bill to regulate the sale of patent and other simple and compound medicines in the State of Michigan, and to prohibit publication of their virtues in language of immoral tendency, or of ambiguous character,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Klein,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Klein.

The bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Slayton moved to strike out section 1, and prefix to section 2, the words, "The people of the State of Michigan enact."

Mr. Slayton moved to amend section 1 by inserting after the word "Michigan," in line 3, the words "after the first day of January, A. D. 1871."

Mr. Ingersoll offered the following as a substitute for the amendment, to stand at the end of section 1: "*Provided, That the provisions of this section shall not apply to any packages or bottles of compound or patent medicines already manufactured and now offered for sale in this State;*"

Which was adopted.

The amendment, as amended by the adoption of the substitute, was agreed to.

Mr. Slayton moved to further amend by adding to the end of the section the following: "*And provided further, That the provisions of this section shall not apply to any prescription put up by druggists upon the written order of any physician;*"

Which was agreed to.

The question recurring upon the motion to strike out section one,

Mr. Holt demanded the yeas and nays;

The demand was seconded and the motion to strike out did not prevail, by yeas and nays as follows:

YEAS.

Mr. Boynton,  
B. Clark,  
Crane,  
Eaton,  
Eck,  
Holt,

Mr. Mandigo,  
Mason,  
McCowen,  
Mead,  
Miller,  
Millington,

Mr. Slayton,  
Stannard,  
Stockbridge,  
Swift,  
Vowles,  
Walton,



Hunt,  
Harbutt,  
Jewell,  
L. Kendrick,

Newman,  
Romeyn,  
Seward,

Wilcox,  
H. G. Williams,  
Yawkey,

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NAYS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
G. G. Briggs,  
R. V. Briggs,  
Cameron,  
O. Clark,  
Cogshall,  
Cressman,  
Doty,  
Dussean,  
Elliott,  
Fuller,  
Gay,  
Gifford,  
Goodrich,

Mr. Harris,  
Hubbard,  
Huston,  
Hutchinson,  
Ingersoll,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
McKernan,  
Murray,  
Parcell,  
Putnam,  
Riopelle,  
Rowlson,

Mr. Shaw,  
Shier,  
Siebels,  
Smith,  
Snell,  
Stewart,  
Ternes,  
Thompson,  
Walker,  
Ward,  
Weier,  
Wendell,  
Westover,  
J. A. Williams,  
W. D. Williams,  
Woodard,  
Speaker,

52

Mr. Ingersoll moved to further amend, by adding at the end of section 2 the following:

"Provided That the provisions of this section shall not take effect or be considered in force until May 1, 1870;"

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Bostwick,  
G. G. Briggs,  
O. Clark,  
Crane,  
Davis,  
Dussean,  
Eck,  
Elliott,  
Fuller,

Mr. Hubbard,  
Hunt,  
Huston,  
Hutchinson,  
F. G. Kendrick,  
Kingsley,  
Lee,  
Lovell,  
McCawen,  
McKernan,  
Mead,  
Newman,

Mr. Shier,  
Smith,  
Snell,  
Stewart,  
Ternes,  
Thompson,  
Vowles,  
Walker,  
Weier,  
Wendell,  
Wilcox,  
J. A. Williams,

Gay,  
Gifford,  
Goodrich,

Putnam,  
Rowlson,  
Sanford,

W. D. Williams,  
Woodard,  
44

# NAYS.

Mr. Beall,  
Cameron,  
B. Clark,  
Cogshall,  
Crossman,  
Doty,  
Eaton,  
Harris,  
Holt,  
Hurlbut,  
Jewell,  
L. Kendrick,

Mr. Klein,  
Lane,  
Mandigo,  
Mason,  
Miller,  
Millington,  
Murray,  
Purcell,  
Riopelle,  
Romeyn,  
Seward,  
Shaw,

Mr. Sickels,  
Slayton,  
Stannard,  
Stockbridge,  
Swift,  
Wagner,  
Walton,  
Ward,  
Westover,  
H. G. Williams,  
Yawkey,  
Speaker, 36

Pending the announcement of the vote,

Mr. Cogshall moved that Mr. Ingersoll be excused from voting;

Which motion prevailed.

On motion of Mr. Mason the vote by which the bill was lost was reconsidered.

The question recurring upon its passage, pending the taking of the vote thereon,

On motion of Mr. Baxter,

The bill was referred to the committee on the judiciary.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was recommitted House bill No. 259, entitled

A bill to protect the citizens of Michigan from empiricism, and elevate the standing of the medical profession,

With instructions to incorporate in said bill the amount which each physician may be allowed to charge for mileage and attendance on the sick, and a penalty for over-charge,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so

amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Klein,

The House concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Slayton moved to amend, by striking out in section 3, the word "regular," before "college;"

Which was agreed to.

Mr. Rowson moved to further amend, by striking out the word "fifty," in section 3, and inserting "twenty-five" in lieu thereof;

Which was agreed to.

Mr. Mead moved to further amend, by striking out all of section three, after the word "surgery;"

Which was not agreed to.

Mr. Mandigo moved to further amend the bill, by adding at the end of section 3, the following proviso: "Provided, That twice these amounts may be charged for visits made after 8 o'clock P. M.;"

Which was not agreed to.

Mr. Ingersoll moved to further amend, by restoring to lines 3 and 4 "or who cannot produce a certificate of qualification from some State or county medical society;"

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. O. Clark,	Mr. Mead,	Mr. Swift,
Horton,	Miles,	Walton,
Hubbard,	Rowson,	Wendell,
Hurlbut,	Sanford,	H. G. Williams,
L. Kendrick,	Slayton,	Yawkey,
		15

## NAYS.

Mr. Ashley,	Mr. Gay,	Mr. Newman,
Barnaby,	Holt,	Purcell,
Baxter,	Hunt,	Putnam,
Beall,	Hutchinson,	Shaw,
Bostwick,	Ingersoll,	Shier,
Boynton,	Jewell,	Smith,
G. G. Briggs,	F. G. Kendrick,	Snell,
R. V. Briggs,	Kingsley,	Stannard,
Brownell,	Klein,	Stewart,
Cameron,	Lane,	Stockbridge,
B. Clark,	Lee,	Thompson,
Crane,	Lovell,	Wagner,
Crossman,	Mandigo,	Walker,
Davis,	Mason,	Weier,
Doty,	McCowan,	Westover,
Eaton,	McKernan,	J. A. Williams,
Eck,	Millington,	W. D. Williams,
Fuller,	Murray,	Speaker, 54

## THIRD READING OF BILLS.

House bill No. 249, entitled,

A bill to repeal act No. 4, of the session laws of 1865, entitled "An act to provide for the improvement of the Saginaw river, and to authorize the county of Saginaw to loan money in aid thereof, and to provide for the paying on and disposal of the funds and property in the hands of the dredging commissioners of Saginaw county,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Sanford,
Barnaby,	Hubbard,	Seward,
Baxter,	Hunt,	Shaw,
Beall,	Hurlbut,	Shier,
Bostwick,	Hutchinson,	Sickels,
Boynton,	Ingersoll,	Slayton,
G. G. Briggs,	Jewell,	Smith,
R. V. Briggs,	L. Kendrick,	Snell,
Brownell,	F. G. Kendrick,	Stannard,
Cameron,	Kingsley,	Stewart,
B. Clark,	Lee,	Stockbridge,
O. Clark,	Lovell,	Swift,

Cogshall;	Mandigo;	Thompson,
Crane;	McCowen,	Vowles,
Davis,	McKernan,	Wagner,
Doty,	Mead,	Walker,
Eaton,	Miles,	Walton,
Eck,	Miller,	H. G. Williams,
Elliott,	Millington,	W. D. Williams,
Fuller,	Newman,	Woodward,
Gay,	Parcell,	Yawkey,
Goodrich,	Rowson,	Speaker,
Holt,		

67

## NAYS.

Mr. Lane, Mr. Putnam, Mr. J. A. Williams, 3

Title agreed to.

On motion of Mr. Yawkey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to provide for a re-survey and re-platting of the village of Muskegon, and the additions thereto, and to establish such new plat as the legal plat of the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Seward,
Barnaby,	Huston,	Shaw,
Beall,	Hutchinson,	Shier,
Bostwick,	Ingersoll,	Slayton,
Boynton,	Jewell,	Smith,
G. G. Briggs,	L. Kendrick,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stewart,
Brownell,	Kingsley,	Stockbridge,
Cameron,	Lee,	Swift,
B. Clark,	Lovell,	Thompson,
O. Clark,	Mandigo,	Vowles,
Cogshall,	Mason,	Wagner,
Crane,	McCowen,	Walker,
Crossman,	McKernan,	Walton,
Doty,	Miles,	Westover,
Eaton,	Miller,	Wilcox,
Elliott,	Millington,	H. G. Williams,
Gay,	Murray,	J. A. Williams,

Goodrich,  
Holt,  
Horton,  
Hubbard,

Newman,  
Purcell,  
Putnam,  
Sanford,

NAYS.

W. D. Williams,  
Woodard,  
Yawkey,  
Speaker, 66

0

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 246, entitled

A bill to reincorporate the village of Benton Harbor,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Crossman moved to amend by striking out the word "first," before "Monday," in line 2, of section 1, of article 3, and inserting, in lieu thereof, the word "second;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
Boynton,  
G. G. Briggs,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,  
Crossman,  
Doty,  
Dusseau,  
Eaton,  
Eek,  
Elliott,  
Fuller,

Mr. Hubbard,  
Hunt,  
Huston,  
Hutchinson,  
Ingersoll,  
Jewell,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Millington,  
Murray,  
Newman,

Mr. Sanford,  
Seward,  
Shaw,  
Shier,  
Slayton,  
Smith,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Westover,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,

Gay,  
Goodrich,  
Holt,  
Horton,

Purcell,  
Putnam,  
Romeyn,

Woodard,  
Yawkey,  
Speaker,

73

NAYS.

0

Title agreed to.

On motion of Mr. Crossman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 267, entitled

A bill to incorporate the village of New Haven, in the county of Macomb,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baxter,  
Beall,  
Bostwick,  
Boynnton,  
G. G. Briggs,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogahall,  
Crane,  
Crossman,  
Davis,  
Doty,  
Dunseau,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Goodrich,  
Harris,  
Hartson,  
Holt,

Mr. Horton,  
Hubbard,  
Hunt,  
Huston,  
Hutchinson,  
Jewell,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Millington,  
Murray,  
Newman,  
Putnam,  
Romeyn,  
Sanford,

Mr. Seward,  
Shier,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Westover,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker,

71

NAYS.

0

Title agreed to.

On motion of Mr. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Lee moved that the House take a recess until two o'clock this afternoon;

Which motion did not prevail.

House bill No. 272, entitled

A bill to incorporate the village of Dryden, in Lapeer county, State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Baxter,	Mr. Hunt,	Mr. Seward,
Beall,	Huston,	Shier,
Bostwick,	Ingersoll,	Sickels,
Boynton,	F. G. Kendrick,	Slayton,
G. G. Briggs,	Kingsley,	Smith,
R. V. Briggs,	Klein,	Snell,
Brownell,	Lane,	Stannard,
Cameron,	Lovell,	Stewart,
B. Clark,	Mandigo,	Stockbridge,
O. Clark,	Mason,	Swift,
Cogshall,	McCowen,	Ternes,
Crane,	McKernan,	Thompson,
Crossman,	Mead,	Vowles,
Davis,	Miles,	Wagner,
Doty,	Miller,	Walker,
Dusseau,	Millington,	Walton,
Eaton,	Murray,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Goodrich,	Putnam,	W. D. Williams,
Hartson,	Riopelle,	Woodard,
Holt,	Romeyn,	Yawkey,
Horton,	Sanford,	Speaker,

66

# NAYS.

Mr. J. A. Williams,

1

Title agreed to.

On motion of Mr. Brownell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Brownell,

The House took a recess until two o'clock this afternoon.



## AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Sanford, by unanimous consent, moved to discharge the committee of the whole from the further consideration of House bill No. 325, entitled

A bill to revise the charter of the city of Lansing;

Which motion prevailed.

On motion of Mr. Sanford,

The bill was recommitted to the committee on banks and incorporations.

Mr. Holt moved to take from the order of unfinished business, House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon;

Which motion prevailed.

Mr. Snell moved that the bill be referred to a special committee of five, of which Mr. Slayton should be chairman, with instructions to amend by striking out all that portion providing for the return of unpaid taxes to the Auditor General's office, and inserting a provision for the retention of all taxes unpaid at the county treasurer's office, and to provide for the sale of lands delinquent for taxes, by the county treasurer;

Mr. Harris moved to amend, by referring the bill to the joint committees on ways and means and judiciary, instead of the special committee of five, with the instructions proposed.

The amendment was accepted.

Mr. Snell demanded the yeas and nays;

The demand was seconded.

Mr. Crossman called for a division of the question, that the vote might be first taken on instructing the committee;

The motion to instruct prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,  
Beall,

Mr. Horton,  
Hunt,

Mr. Shier,  
Sickels,

Bostwick,	Hurlbut,	Snell,
Brownell,	Hutchinson,	Stannard,
B. Clark,	Jewell,	Ternes,
O. Clark,	F. G. Kendrick,	Vowles,
Cogshall,	Kingsley,	Wagner,
Davis,	Klein,	Ward,
Doty,	Lane,	Weier,
Dusseau,	Lee,	Wendell,
Eaton,	McKernan,	Westover,
Eck,	Millington,	Wilcox,
Elliott,	Murray,	H. G. Williams,
Fuller,	Newman,	J. A. Williams,
Gay,	Purcell,	W. D. Williams,
Goodrich,	Riopelle,	Woodard,
Harris,	Shaw,	Speaker, 51

## NAYS.

Mr. Ashley,	Mr. Huston,	Mr. Sanford,
Baxter,	Ingersoll,	Seward,
Boynton,	L. Kendrick,	Slayton,
G. G. Briggs,	Lovell,	Smith,
R. V. Briggs,	McCowan,	Stockbridge,
Cameron,	Mead,	Swift,
Crossman,	Miller,	Thompson,
Gifford,	Putnam,	Walker,
Hartson,	Romeyn,	Walton,
Holt,	Rowlson,	Yawkey,
Hubbard,		31

The motion to refer the bill to the joint committees on ways and means and the judiciary, then prevailed.

## THIRD READING OF BILLS.

House bill No. 305, entitled

A bill to incorporate the village of Milford,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sickels,
Beall,	Huston,	Slayton,
Bostwick,	Hutchinson,	Smith,
Boynton,	Jewell,	Snell,
G. G. Briggs,	L. Kendrick,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stewart,
Brownell,	Kingsley,	Stockbridge,
B. Clark,	Lane,	Ternes,

O. Clark,	Lee,	Thompson,
Cogshall,	Lovell,	Vowles,
Davis,	Mandigo,	Wagner,
Doty,	McCowen,	Walker,
Dusseau,	McKernan,	Walton,
Eaton,	Miller,	Weier,
Eck,	Millington,	Wendell,
Elliott,	Murray,	Westover,
Fuller,	Newman,	Wilcox,
Gay,	Purcell,	H. G. Williams,
Gifford,	Putnam,	J. A. Williams,
Harris,	Riopelle,	W. D. Williams,
Hartson,	Romeyn,	Woodard,
Horton,	Rowlson,	Yawkey,
Hubbard,	Shaw,	Speaker,
Hunt,		

70

NAYS.

0

Title agreed to.

On motion of Mr. Vowles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 271, entitled

A bill to incorporate the village of South Haven,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Hurlbut moved to amend by striking out in line 2, of section 3, the words "April next," and inserting in lieu thereof the words "May next, and annually on the first Tuesday of April in each succeeding year;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,	Mr. Hurlbut,	Mr. Sickles,
Baxter,	Ingersoll,	Slayton,
Bostwick,	Jewell,	Smith,
G. G. Briggs,	L. Kendrick,	Stannard,
Cameron,	F. G. Kendrick,	Stewart,
B. Clark,	Kingalev,	Stockbridge,
O. Clark,	Lane,	Ternes,
Cogshall,	Lee,	Vowles,

Crossman,	Lovell,	Wagner,
Davis,	McCowan,	Walker,
Doty,	McKernan,	Ward,
Dusseau,	Mead,	Weier,
Eaton,	Miller,	Wendell,
Eck,	Millington,	Westover,
Elliott,	Murray,	Wilcox,
Gay,	Newman,	H. G. Williams,
Gifford,	Putnam,	J. A. Williams,
Harris,	Riopelle,	W. D. Williams,
Hartson,	Romeyn,	Woodard,
Horton,	Rowlson,	Yawkey,
Hubbard,	Seward,	Speaker,
Hunt,	Shaw,	
	NAYS.	65
		0

Title agreed to.

On motion of Mr. Hurlbut,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 275, entitled

A bill appropriating State swamp land for the construction of a State road, from Cheboygan river to Old Mackinaw,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Smith,
Barnaby,	Ingersoll,	Stannard,
Baxter,	Jewell,	Stewart,
Beall,	L. Kendrick,	Stockbridge,
Bostwick,	F. G. Kendrick,	Thompson,
G. G. Briggs,	Kingsley,	Vowles,
Cameron,	Klein,	Wagner,
B. Clark,	Lane,	Walton,
Dusseau,	Lee,	Wendell,
Fuller,	McKernan,	Westover,
Gay,	Miles,	H. G. Williams,
Hartson,	Millington,	W. D. Williams,
Hunt,	Newman,	Woodard,
Hurlbut,	Sanford,	Yawkey,
Huston,	Sickels,	Speaker,
	NAYS.	45

Mr. R. V. Briggs,	Mr. Hubbard,	Mr. Shaw,
O. Clark,	Lovell,	Shier,

Davis,	McCowen,	Ternes,
Eaton,	Miller,	Walker,
Eck,	Murray,	Ward,
Elliott,	Putnam,	Weier,
Goodrich,	Riopelle,	Wilcox,
Harris,	Romeyn,	J. A. Williams,
Horton,	Seward,	23

House bill No. 304, entitled

A bill to incorporate the village of New Buffalo, Berrien county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Slayton,
Barnaby,	Jewell,	Smith,
Beall,	L. Kendrick,	Snell,
Bostwick,	F. G. Kendrick,	Stannard,
G. G. Briggs,	Kingsley,	Stewart,
R. V. Briggs,	Klein,	Stockbridge,
Cameron,	Lane,	Swift,
B. Clark,	Lee,	Ternes,
O. Clark,	Lovell,	Thompson,
Cogahall,	McCowen,	Vowles,
Davis,	McKernan,	Wagner,
Doty,	Miller,	Walker,
Dusseau,	Millington,	Walton,
Eaton,	Murray,	Ward,
Eck,	Newman,	Weier,
Elliott,	Putnam,	Westover,
Fuller,	Riopelle,	Wilcox,
Gay,	Romeyn,	H. G. Williams,
Gifford,	Bowson,	J. A. Williams,
Goodrich,	Sanford,	W. D. Williams,
Harris,	Seward,	Woodard,
Hartson,	Shaw,	Yawkey,
Horton,	Shier,	Speaker,
Hubbard,	Sickels,	71
	NAYS.	0

Title agreed to.

On motion of Mr. Stockbridge,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 276, entitled

A bill to incorporate the village of White Pigeon,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Shier,
Barnaby,	Hunt,	Sickels,
Beall,	Hutchinson,	Smith,
Bostwick,	Ingersoll,	Snell,
G. G. Briggs,	Jewell,	Stannard,
R. V. Briggs,	L. Kendrick,	Stewart,
Brownell,	F. G. Kendrick,	Stockbridge,
Cameron,	Kingsley,	Swift,
B. Clark,	Klein,	Ternes,
O. Clark,	Lane,	Thompson,
Cogshall,	Lee,	Vowles,
Davis,	Lovell,	Wagner,
Doty,	McCowen,	Walker,
Dusseaut,	McKernan,	Walton,
Eaton,	Miller,	Ward,
Eck,	Millington,	Weier,
Elliott,	Murray,	Westover,
Fuller,	Newman,	Wilcox,
Gay,	Putnam,	H. G. Williams,
Gifford,	Riopelle,	J. A. Williams,
Goodrich,	Romeyn,	W. D. Williams,
Harris,	Rowlson,	Woodard,
Hartson,	Sanford,	Yawkey,
Holt,	Seward,	Speaker,
Horton,	Shaw,	

74

NAYS.

0

Title agreed to.

On motion of Mr. Vowles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 296, entitled

A bill to provide for laying out and establishing a State road in the counties of Macomb and St. Clair,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Shier,
Barnaby,	Hutchinson,	Sickels,
Beall,	Ingersoll,	Smith,
Bostwick,	Jewell,	Snell,
G. G. Briggs,	L. Kendrick,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stewart,
Brownell,	Kingsley,	Stockbridge,
Cameron,	Klein,	Ternes,
B. Clark,	Lane,	Thompson,
O. Clark,	Lovell,	Vowles,
Davis,	Mandigo,	Wagner,
Doty,	McCowen,	Walker,
Eaton,	McKernan,	Walton,
Eck,	Mead,	Ward,
Elliott,	Miller,	Weier,
Fuller,	Millington,	Westover,
Gifford,	Murray,	Wilcox,
Harria,	Newman,	H. G. Williams,
Hartson,	Putnam,	J. A. Williams,
Holt,	Riopelle,	W. D. Williams,
Horton,	Sanford,	Woodard,
Hubbard,	Seward,	Yawkey,
Hunt,	Shaw,	Speaker.

69

## NAYS.

0

Title agreed to.

On motion of Mr. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 285, entitled

A bill to amend section 49, of an act entitled "An act to provide for the incorporation of railroad companies," approved February 12, 1855, being section 1993 of the compiled laws,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Seward,
Barnaby,	Huston,	Shier,
Beall,	L. Kendrick,	Sickels,
Boynton,	F. G. Kendrick,	Smith,
G. G. Briggs,	Kingsley,	Snell,
Brownell,	Klein,	Stannard,

Cameron,	Lane,	Stewart,
O. Clark,	Lee,	Stockbridge,
Davis,	Mandigo,	Ternes,
Doty,	McCowen,	Thompson,
Eaton,	McKernan,	Vowles,
Eck,	Mead,	Wagner,
Elliott,	Miles,	Walker,
Fuller,	Miller,	Walton,
Gay,	Millington,	Weier,
Gifford,	Murray,	Westover,
Harris,	Newman,	Wilcox,
Hartson,	Riopelle,	H. G. Williams,
Holt,	Romeyn,	W. D. Williams,
Horton,	Rowison,	Woodard,
Hubbard,	Sanford,	Yawkey,
Hunt,		

64

## NAYS.

Mr. Bostwick,	Mr. Ingersoll,	Mr. Ward,
R. V. Briggs,	Jewell,	Wendell,
B. Clark,	Levell,	J. A. Williams,
Cogshall,	Putnam,	Speaker,
Hutchinson,	Shaw,	

14

Title agreed to.

On motion of Mr. W. D. Williams,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 287, entitled

A bill to legalize the action of a special township meeting of the township of Onondaga, Ingham county, held February 6, 1869, in locating the site of a bridge across Grand river, in said township,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Smith,

The bill was recommitted to the committee on roads and bridges.

House bill No. 289, entitled

A bill to detach certain territory from the county of Saginaw, and attach the same to the county of Bay,

Was read a third time, and pending the taking of the vote on the passage thereof,



On motion of Mr. Yawkey,

The bill was recommitted to the committee on State affairs.

House bill No. 290, entitled

A bill to organize the county of Gladwin,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sanford,
Barnaby,	Huston,	Seward,
Baxter,	Hutchinson,	Shaw,
Beall,	Ingersoll,	Shier,
Bostwick,	Jewell,	Sickels,
R. V. Briggs,	F. G. Kendrick,	Smith,
Brownell,	Kingsley,	Snell,
Cameron,	Klein,	Stannard,
B. Clark,	Lane,	Stewart,
O. Clark,	Lee,	Stockbridge,
Cogshall,	Lovell,	Swift,
Davis,	Mandigo,	Thompson,
Eaton,	Mason,	Vowles,
Eck,	McCowen,	Walker,
Fuller,	McKernan,	Walton,
Gifford,	Miles,	Weier,
Goodrich,	Miller,	Wendell,
Harris,	Murray,	Wilcox,
Hartson,	Newman,	H. G. Williams,
Holt,	Putnam,	J. A. Williams,
Horton,	Riopelle,	W. D. Williams,
Hubbard,	Romeyn,	Woodard,
Hunt,	Rowlson,	Speaker, 69

NAYS.

0

Title agreed to.

On motion of Mr. Sanford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 291, entitled

A bill to amend section 195, of chapter 117, of the compiled laws, relative to appeals from justices' courts,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Beall moved to amend by striking out in line 6, of re-

cited section 195, the word "ten," and inserting "thirty," in lieu thereof;

Which was not agreed to.

Mr. Millington moved that the bill be recommitted to the committee on the judiciary, with instructions to amend by striking out the word "ten," in line 6, of recited section 195, and inserting "thirty" in lieu thereof;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Beall,	Mr. Mason,	Mr. Wagner,
Bostwick,	McCowan,	Weier,
Cameron,	McKernan,	Wendell,
Davis,	Miles,	Westover,
Doty,	Millington,	H. G. Williams,
Eck,	Murray,	J. A. Williams,
Horton,	Newman,	W. D. Williams,
Hutchinson,	Sanford,	Woodard,
L. Kendrick,	Stannard,	

26

#### NAYS.

Mr. Ashley,	Mr. Hubbard,	Mr. Seward,
Barnaby,	Huston,	Shaw,
G. G. Briggs,	Kingsley,	Shier,
R. V. Briggs,	Klein,	Smith,
Brownell,	Lane,	Stewart,
B. Clark,	Lee,	Stockbridge,
Cogshall,	Lovell,	Swift,
Crane,	Mandigo,	Thompson,
Dussean,	Mead,	Vowles,
Elliott,	Miller,	Walton,
Fuller,	Putnam,	Ward,
Gay,	Riopelle,	Wilcox,
Goodrich,	Romeyn,	Yawkey,
Harris,	Rowlson,	Speaker,
Holt,		

43

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House two messages from His Excellency the Governor, in writing.

House bill No. 292, entitled

A bill to amend section 5, of chapter 158, of the revised statutes, being section 5860, of the compiled laws,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,	Mr. Ingersoll,	Mr. Putnam,
Baxter,	L. Kendrick,	Shaw,
Beall,	Kingsley,	Snell,
G. G. Briggs,	Klein,	Stewart,
Brownell,	Lovell,	Wagner,
Cameron,	Mason,	Walker,
B. Clark,	McCowen,	Ward,
Crane,	McKernan,	Westover,
Davis,	Mead,	Wilcox,
Doty,	Miles,	H. G. Williams,
Fuller,	Miller,	W. D. Williams,
Hartson,	Newman,	Yawkey,
Hurlbut,		

37

## NAYS.

Mr. Ashley,	Mr. Huston,	Mr. Shier,
Bostwick,	Hutchinson,	Smith,
R. V. Briggs,	F. G. Kendrick,	Stannard,
Cogshall,	Lee,	Stockbridge,
Dusseau,	Mandigo,	Swift,
Eek,	Millington,	Thompson,
Elliott,	Murray,	Vowles,
Gay,	Riopelle,	Weier,
Goodrich,	Romeyn,	Wendell,
Harris,	Rowlson,	J. A. Williams,
Holt,	Sanford,	Woodard,
Horton,	Seward,	Speaker,
Hubbard,		

37

House bill No. 293, entitled

A bill to amend section 29, of chapter 72, of the revised statutes of 1846, being section 2944 of the compiled laws, relating to appeals from the decision of commissioners in the payment of debts and legacies of deceased persons,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Baxter,	Mr. Ingersoll,	Mr. Sanford,
Bostwick,	L. Kendrick,	Seward,

G. G. Briggs,	F. G. Kendrick,	Shaw,
R. V. Briggs,	Kingalev,	Shier,
Brownell,	Klein,	Smith,
Cameron,	Lane,	Snell,
B. Clark,	Lee,	Stannard,
Cogshall,	Lovell,	Stewart,
Crane,	Mandigo,	Stockbridge,
Davis,	Mason,	Swift,
Doty,	McCowen,	Ternea,
Eck,	McKernan,	Vowles,
Elliott,	Miller,	Wagner,
Fuller,	Millington,	Walton,
Goodrich,	Murray,	Wilcox,
Harris,	Newman,	H. G. Williams,
Hartson,	Putnam,	J. A. Williams,
Holt,	Riopelle,	W. D. Williams,
Horton,	Romeyn,	Yawkey,
Hurlbut,	Rowlson,	Speaker, 60

## NAYS.

Mr. O. Clark, Mr. Dusseau, Mr. Thompson, 3

Title agreed to.

Mr. Westover moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

Mr. G. G. Briggs moved that there be a call of the House;

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs Ashley, Barnaby, Boynton, Eaton, Gifford, Hartson, Hubbard, Hunt, F. G. Kendrick, Miles, Sickels, Weier and Woodard.

The Sergeant-at-Arms announced Mr. Barnaby at the bar of the House.

On motion of Mr. Wilcox,

Mr. Barnaby was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Weier at the bar of the House.

On motion of Mr. Dusseau,

Mr. Weier was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Hunt at the bar of the House.

On motion of Mr. Brownell,

Mr. Hunt was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Sickels at the bar of the House.

On motion of Mr. Vowles,

Mr. Sickels was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Gifford at the bar of the House.

On motion of Mr. Gay,

Mr. Gifford was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Ashley at the bar of the House.

On motion of Mr. Rowson,

Mr. Ashley was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Miles at the bar of the House.

On motion of Mr. H. G. Williams,

Mr. Miles was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Wilcox,

All further proceedings under the call were dispensed with.

Mr. Lane moved to reconsider the vote by which the House refused to order House bill No. 293, to take immediate effect;

Which motion prevailed.

The bill was then, by a vote of two-thirds of all the members elect, ordered to take immediate effect.

House bill No. 286, entitled

A bill to provide for laying out and establishing a State road

from the township of Chesaning, to the township of Spalding, all in the county of Saginaw, and to appropriate swamp lands to aid in the construction of the same,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Smith,
Barnaby,	Hutchinson,	Snell,
Baxter,	Ingersoll,	Stannard,
BeaH,	L. Kendrick,	Stewart,
G. G. Briggs,	Kingsley,	Stockbridge,
Brownell,	Lane,	Swift,
B. Clark,	Lee,	Thompson,
Cogshall,	Mandigo,	Vowles,
Crane,	Mason,	Wagner,
Doty,	McKernan,	Ward,
Fuller,	Mead,	Wendell,
Gay,	Miles,	Westover,
Gifford,	Millington,	H. G. Williams,
Holt,	Newman,	W. D. Williams,
Horton,	Sanford,	Yawkey,
Hunt,	Shaw,	Speaker,
Hurlbut,	Sickels,	

50

## NAYS.

Mr. Bostwick,	Mr. Harris,	Mr. Rowleson,
R. V. Briggs,	Klein,	Seward,
Cameron,	Lovall,	Shier,
O. Clark,	McCowen,	Ternes,
Davis,	Miller,	Walker,
Dusseau,	Murray,	Walton,
Eck,	Putnam,	Weier,
Elliott,	Riopelle,	Wilcox,
Goodrich,	Romeyn,	J. A. Williams,

27

Mr. Cogshall asked and obtained leave of absence for himself, until Friday next.

House bill No. 295, entitled

A bill to provide for laying out and establishing a swamp land State road from the village of Escanaba, in the county of Delta, running westerly on the most direct and eligible route, to a point at or near the southern terminus of the L'Anse Bay

and State Line road, in the county of Marquette, and to appropriate swamp lands therefor,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Sickels,
Barnaby,	L. Kendrick,	Smith,
Beall,	Kingsley,	Snell,
G. G. Briggs,	Lane,	Stannard,
B. Clark,	Lee,	Ternes,
Doty,	Mason,	Thompson,
Dusseau,	McKernan,	Vowles,
Fuller,	Mead,	Ward,
Gay,	Miller,	Wendell,
Hartson,	Newman,	W. D. Williams,
Hubbard,	Riopelle,	Yawkey,
Huston,	Romeyn,	Speaker,
Hutchinson,	Seward,	

38

## NAYS.

Mr. Bostwick,	Mr. Horton,	Mr. Rowison,
R. V. Briggs,	Hunt,	Stewart,
Brownell,	Jewell,	Stockbridge,
Cameron,	Klein,	Wagner,
O. Clark,	Lovell,	Walker,
Crane,	McCowen,	Walton,
Davis,	Miller,	Weier,
Eck,	Millington,	Wilcox,
Elliott,	Murray,	H. G. Williams,
Goodrich,	Putnam,	J. A. Williams,
Harris,		

31

House bill No. 297, entitled

A bill to provide for the drainage and reclamation of swamp land, by means of a State road and ditches, from the east arm of Grand Traverse Bay to Houghton Lake,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Huston,

The bill was laid on the table.

House bill No. 298, entitled

A bill to provide for laying out and establishing of a State road, to be known as the Cheboygan River and Little Traverse

Bay State road, and appropriating certain swamp lands for the construction of the same,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Huston,

The bill was laid on the table.

House bill No. 300, entitled

A bill to provide for the drainage and reclamation of swamp land by means of a State road and ditches, from Ludington, in Mason county, to the east line of said county,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Huston,

The bill was laid on the table.

Senate manuscript bill, entitled

A bill making an appropriation to complete the south end of Ionia and Houghton Lake State road,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Smith,

The bill was laid on the table.

House bill No. 301, entitled

A bill to repeal subdivision No. 8, of section No. 1, of act No. 117, of the laws of 1859, and all other acts or parts of acts which authorize the laying out and establishing of the Marquette and Bay DeNoc swamp land State road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shier,
Beall,	Hutchinson,	Sickles,
G. G. Briggs,	Ingersoll,	Smith,
R. V. Briggs,	L. Kendrick,	Snell,
Cameron,	Kingale,	Stockbridge,
B. Clark,	Klein,	Swift,
O. Clark,	Lane,	Ternes,
Davis,	Lee,	Thompson,
Doty,	Lovell,	Vowles,



Dussau,	Mason,	Wagner,
Eck,	McCowen,	Walker,
Fuller,	McKernan,	Walton,
Gay,	Mead,	Ward,
Gifford,	Miles,	Weier,
Goodrich,	Miller,	Wendell,
Harris,	Millington,	Wilcox,
Hartson,	Murray,	H. G. Williams,
Horton,	Newman,	W. D. Williams,
Hunt,	Romeyn,	Yawkey,
Hurlbut,	Rowlson,	Speaker,
Seward,	Shaw,	62
	NAYS.	0

Title agreed to.

House bill No. 302, entitled

A bill appropriating eight sections of State swamp land to secure the opening and construction of that part of the Bridgeport and Forrestville State road between Vassar and the village of Wahjemega,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Huston,

The bill was laid on the table.

House bill No. 303, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a State ditch in Tuscola county,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Miller,

The bill was laid on the table.

House bill No. 312, entitled

A bill to organize the township of Morris, in the county of Mnakegon,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Rowlson,
Baxter,	Hunt,	Sanford,
Beall,	Hurlbut,	Shier,

G. G. Briggs,	Hutchinson,	Sickels,
R. V. Briggs,	Ingersoll,	Smith,
Brownell,	Jewell,	Snell,
Cameron,	L. Kendrick,	Stewart,
B. Clark,	Kingsley,	Stockbridge,
O. Clark,	Klein,	Swift,
Crane,	Lane,	Ternes,
Davis,	Lee,	Thompson,
Doty,	Lovell,	Vowles,
Dusseau,	Mason,	Wagner,
Eck,	McCowen,	Walker,
Elliott,	McKernan,	Walton,
Fuller,	Mead,	Weier,
Gay,	Miles,	Wilcox,
Gifford,	Millington,	H. G. Williams,
Goodrich,	Murray,	J. A. Williams,
Harris,	Newman,	W. D. Williams,
Hartson,	Putnam,	Yawkey,
Holt,	Riopelle,	Speaker,
Horton,	Romeyn,	

68

## NAYS.

0

Mr. Holt moved to amend the title so that it would read:

"A bill [to provide for holding the annual township meeting of the township of Muskegon, in the county of Muskegon, for the year 1870;"]

Which motion prevailed.

The title, as amended, was agreed to.

Senate bill No. 143, entitled

A bill to provide for the further geological survey of the State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. L. Kendrick,	Mr. Slayton,
Barnaby,	Kingsley,	Smith,
Baxter,	Klein,	Snell,
Boynton,	Lane,	Stannard,
G. G. Briggs,	Lee,	Stewart,
R. V. Briggs,	Lovell,	Stockbridge,
Cameron,	McCowen,	Swift,
O. Clark,	McKernan,	Ternes,
Dusseau,	Mead,	Thompson,

Eck,  
Fuller,  
Gay,  
Gifford,  
Hartson,  
Holt,  
Horton,  
Hubbard,  
Hunt,  
Hurlbut,  
Ingersoll,

Miles,  
Millington,  
Newman,  
Purcell,  
Putnam,  
Riopelle,  
Romeyn,  
Rowlson,  
Seward,  
Shaw,  
Shier,

Vowles,  
Wagner,  
Walker,  
Ward,  
Weier,  
Wendell,  
Westover,  
H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker, 60

## NAYS.

Mr. Beall,  
Bostwick,  
B. Clark,  
Crane,  
Davis,  
Doty,

Mr. Goodrich,  
Harris,  
Hutchinson,  
Jewell,  
Mason,  
Miller,

Mr. Murray,  
Sanford,  
Sickels,  
Wilcox,  
J. A. Williams,  
17

Title agreed to.

On motion of Mr. McKernan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to provide for the laying out and construction of a State road from the village of St. Louis, in Gratiot county, to the village of Newaygo, in Newaygo county, and to appropriate certain non-resident tax for improvement of the same.

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Cameron moved to amend by striking out the word "three," in line 12, of section one, and inserting, "two" in lieu thereof;

Which was agreed to.

On motion of Mr. Barnaby,

The bill was laid on the table.

Senate bill No. 134, entitled

A bill to authorize and require the Commissioner of the Land Office to furnish certified copies of field notes, maps, records and other papers, pertaining to land titles, and to declare the effect thereof, as evidence in suits at law or equity,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Shaw,
Barnaby,	Hunt,	Shier,
Baxter,	Hurlbut,	Sickels,
Bostwick,	Hutchinson,	Smith,
Boynton,	Ingersoll,	Stewart,
G. G. Briggs,	Jewell,	Stockbridge,
R. V. Briggs,	Kingsley,	Swift,
Cameron,	Klein,	Ternes,
B. Clark,	Lane,	Vowles,
O. Clark,	Lovell,	Wagner,
Crane,	Mandigo,	Walker,
Davis,	McCowen,	Walton,
Doty,	McKernan,	Weier,
Dusseau,	Mead,	Wendell,
Elliott,	Miles,	Westover,
Fuller,	Miller,	Wilcox,
Gay,	Millington,	H. G. Williams,
Gifford,	Murray,	J. A. Williams,
Goodrich,	Newman,	W. D. Williams,
Harris,	Putnam,	Woodard,
Hartson,	Riopelle,	Yawkey,
Holt,	Sanford,	Speaker,
Horton,	Seward,	

488

## NAYS.

Mr. Romeya,

1

Title agreed to.

On motion of Mr. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 135, entitled

A bill to provide for the purchase of books for the State library,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,	Mr. Mandigo,	Mr. Snell,
Baxter,	McCowen,	Stannard,
Boynton,	McKernan,	Stewart,
Cameron,	Mead,	Stockbridge,

Davis,  
Fuller,  
Gay,  
Hartson,  
Holt,  
Hunt,  
Kingsley,  
Lane,  
Lovell,

Miles,  
Miller,  
Putnam,  
Riopelle,  
Romeyn,  
Rowison,  
Shaw,  
Smith,

Swift,  
Thompson,  
Vowles,  
Walker,  
Wendell,  
H. G. Williams,  
Woodard,  
Speaker,

37

NAYS.

Mr. Ashley,  
Bostwick,  
G. G. Briggs,  
R. V. Briggs,  
Brownell,  
B. Clark,  
O. Clark,  
Crane,  
Doty,  
Dusseau,  
Eck,  
Elliott,  
Gifford,

Mr. Goodrich,  
Harris,  
Horton,  
Hubbard,  
Hurlbut,  
Hutchinson,  
Ingersoll,  
Jewell,  
Klein,  
Mason,  
Millington,  
Murray,

Newman,  
Sanford,  
Seward,  
Sickels,  
Ternes,  
Wagner,  
Walton,  
Weier,  
Westover,  
Wilcox,  
J. A. Williams,  
W. D. Williams,

37

Senate bill No. 169, entitled

A bill to amend an act entitled "An act to incorporate the city of Pontiac," approved March 15, 1861, and to add two new sections thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Bostwick,  
Boynton,  
G. G. Briggs,  
R. V. Briggs,  
Brownell,  
Cameron,  
O. Clark,  
O. Clark,  
Crane,  
Davis,

Mr. Hurlbut,  
Hutchinson,  
Jewell,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Mandigo,  
Mason,  
McCowen,  
McKernan,  
Miles,

Mr. Shaw,  
Sbier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,

Doty,  
Dusseau,  
Elliott,  
Fuller,  
Gay,  
Gifford,  
Goodrich,  
Holt,  
Hubbard,

Miller,  
Millington,  
Murray,  
Newman,  
Putnam,  
Riopelle,  
Romeyn,  
Sanford,  
Seward,

Walton,  
Weier,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker, 66

NAYS.

Title agreed to.

On motion of Mr. Vowles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Fuller, by unanimous consent, offered the following:

*Resolved*, (the Senate concurring,) That when the respective Houses adjourn, on Thursday, the 25th inst., they shall stand adjourned until Friday, the 9th day of April next, at ten o'clock A. M.

Laid on the table for one day, under the rules.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, on the 22d day of March, the following bills, to wit:

A bill to provide for the laying out, establishing and construction of a certain State road in the county of Lapeer;

Also,

A bill legalizing the action of the school inspectors of the township of Marathon, in Lapeer county, in organizing school district number six, in said township of Marathon;

Also,

A bill to incorporate the village of Spring Lake;

Also,

A bill to incorporate the village of Plainwell, in the county Allegan;

Also,

A bill to incorporate the village of Ovid;

Also, the following bills, which were presented to the Governor on the 23d day of March, 1869, to wit:

A bill to incorporate the village of Lawrence, in the county of Van Buren;

Also,

A bill to amend sections 1, 7, 32, 39 and 44 of an act entitled an act to incorporate the city of Jackson, approved February 14, 1857;

Also,

A bill appropriating certain non-resident highway taxes for the improvement of the Ovid and St. Charles State road;

Also,

A bill for the protection of fish in the lakes known as Devil's Lake and Round Lake, in Lenawee county, Whitmore Lake, Washtenaw county, and Brace Lake, in Calhoun county;

Also,

A bill to amend "an act to provide for the appointment of trustees in certain cases," approved February 17, 1857;

Also,

A bill to incorporate the village of Lisbon, in the counties of Kent and Ottawa.

E. M. MASON, *Chairman.*

Report accepted.

MESSAGE FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following:

EXECUTIVE OFFICE,  
Lansing, March 20, 1869. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to revise and amend an act entitled "An act to revise and amend an act entitled an act to incorporate the city of Bay City," approved March 21, 1865, being act number 348, of the session laws of this State, for the year 1867.

HENRY P. BALDWIN.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
Lansing, March 22, 1899. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to authorize the city of Grand Haven to aid the Detroit and Milwaukee railroad company to extend the line of their road across Grand River from Ferrysburg, into the city of Grand Haven, and to change the location of their depot at Grand Haven, from the west to the east side of Grand river;

Also,

An act to fix the time of holding probate court in the county of Leelanaw;

Also,

An act to provide for the laying out and establishing the Fremont branch of the Port Sanilac and Tuscola State road;

Also,

An act to authorize the Auditor General to issue new tax deeds, in place of those lost;

Also,

An act for the protection of fish in the waters of the inland lakes of the county of Kalamazoo;

Also,

An act to organize the township of Greenbush, in the county of Alcona;

Also,

An act to attach the west half of the unorganized county of Clare to the county of Mecosta, and to the township of Big Rapids, for judicial and municipal purposes;

Also,

An act to attach the unorganized counties of Otsego, Crawford, and a portion of Kalkaska, to the townships of South Arm, Torch Lake, Helena and Rapid River;

Also,

An act to legalize the tax roll of the township of Marquette, in the county of Marquette, for the year 1898;



Also,

An act to amend section 1 of an act entitled "An act rendering persons disqualified for sitting as jurors in certain cases," approved March 27, 1867, being act No. 129, of the session laws of 1867;

Also,

An act to amend an act to incorporate the city of Grand Rapids, approved April 2, 1850, as amended by the several acts amendatory thereof, and to add three new sections thereto, to stand as sections forty-three, forty-four and forty-five;

Also,

An act to amend an act entitled "An act to incorporate the city of Wyandotte," approved March 5, 1867, being act No. 297, of the session laws of 1867;

Also,

An act to amend sections one and three of an act entitled "An act to revise the charter of the city of Adrian," approved March 21, 1865;

Also,

An act to amend sections 4 and 7 of an act entitled an act to authorize the township of Holland, and other townships in the counties of Ottawa and Allegan, to make loans and levy taxes for the improvement of the harbor at the mouth of North Black river, in Ottawa county, approved March 5, 1858;

Also,

An act supplementary to an act entitled "An act to provide for the incorporation of lodges and encampments of the Independent Order of Odd Fellows," approved March 15, 1865, and to add one new section thereto;

Also,

An act to organize the township of Colfax, in the county of Mecosta;

Also,

An act to prohibit, discourage and punish prize fighting within the State of Michigan;

Also,

An act to organize townships seventeen, eighteen, nineteen and twenty north, of ranges thirteen and fourteen west, in the unorganized county of Lake, into a township by the name of Lake;

Also,

An act to authorize the township of Swan Creek, in the county of Saginaw, to aid in the construction of a bridge across the Tittabawassee river, in said county, by issuing the bonds of said township, and to provide for the payment thereof;

Also,

An act to provide for laying out and establishing a State road in Eaton, Ingham and Jackson counties, and opening the same;

Also,

An act to provide for laying out and establishing a State road in Eaton county, and opening the same;

Also,

An act to attach townships Nos. 17, 18, 19 and 20 north, of range No. 12 west, in the unorganized county of Lake, to the township of Chase, and attaching said township of Chase, being townships 17, 18, 19 and 20 north, of ranges 11 and 12 west, in the unorganized county of Lake, to the county of Osceola, when fully organized;

Also,

An act to repeal sections 1 and 2, of act No. 471, of the session laws of 1867, entitled an act appropriating certain non-resident highway taxes for the improvement of certain State roads, and providing for the construction and improvement thereof, and to amend section three of the same act;

Also,

An act to amend section 364, of chapter 10, of the compiled laws, in relation to the compensation of members of boards of supervisors;

Also,

An act to authorize the school board of fractional school district No. 1, of the townships of Paw Paw and Antwerp, in the county of Van Buren, to convey real estate;

Also,

Joint resolution urging upon our Senators and Representatives in Congress, the importance of securing to certain Indians and other persons, their rights to Indian reservation lands, in Muskegon county;

Also,

Joint resolution instructing the Senators and Representatives of the State of Michigan, in Congress, relative to Indian reservations;

Also,

Joint resolution requesting our Representatives in Congress to call the attention of the Indian Department to the necessity of having the Indians of this State vaccinated;

Also,

Joint resolution for the relief of Alanson Holbrook;

Also,

Joint resolution relative to the distribution of the laws, journals, documents and joint documents of the session of the Legislature of the year 1869;

Also,

An act to enable any township, city or village to pledge its aid, by loan or donation, to any railroad company now chartered or organized, or that may hereafter be organized, under and by virtue of the laws of the State of Michigan, in the construction thereof.

HENRY P. BALDWIN.

The message was laid on the table.

#### MESSAGES FROM THE SENATE

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 266, entitled

A bill to incorporate the city of Muskegon,  
And to inform the House that the Senate has amended the  
same as follows:

1. By striking out in line 37, section 15, the words "authorize any railroad in said city to;"

2. By striking out in line 96, same section, the words "or billiard tables;"

3. By inserting in line 4, section 18, before the word "house," the word "Detroit;"

4. By striking out in line 1, section 51, the words "mayor or;"

5. By inserting after the word "thereof," in line 3, section 61, the words "to order a return thereof to such owner," and by adding to said section the following: "unless the prosecuting attorney of said county shall otherwise direct;"

6. By striking out in line 3 of section 75, the word "clerk," and inserting in place thereof the word "recorder;"

7. By striking out in line 12 of section 76, the word "one," and inserting in place thereof the word "two;"

8. By striking out in line 4 of section 103, the words "any county in this State," and inserting in place thereof the words "the county of Muskegon," and inserting after the word "him," where it occurs the last time in line 5, same section, the words "if found within this State;"

9. By inserting before the word "craft," in line 1 of section 112, the word "water;"

10. By striking out all of section 125, and correcting the numbers of the succeeding sections to correspond;

11. By adding the following to section 42: "Provided, That nothing contained in this act shall be construed so as to authorize the electors to vote, nor the common council to issue the bonds of said city for any amount whatever in aid of the construction of any railroad, or any other public or private improvement, nor for any other purpose, except for the legitimate municipal expenditures within said city;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Holt moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Sanford,
Barnaby,	Horton,	Shier,
Baxter,	Hubbard,	Smith,
Beall,	Hurlbut,	Snell,
Bostwick,	Hutchinson,	Stannard,
Boynton,	Ingersoll,	Stewart,
G. G. Briggs,	L. Kendrick,	Stockbridge,
R. V. Briggs,	F. G. Kendrick,	Swift,
Brownell,	Kingsley,	Ternes,
Cameron,	Klein,	Thompson,
B. Clark,	Lane,	Wagner,
O. Clark,	Lovell,	Walker,
Crahe,	Mandigo,	Walton,
Davis,	Mason,	Weier,
Deitz,	McCowen,	Wendell,
Dusseau,	McKernan,	Westover,
Eck,	Miller,	Wilcox,
Elliott,	Millington,	H. G. Williams,
Fuller,	Murray,	J. A. Williams,
Gay,	Newman,	W. D. Williams,
Gifford,	Putnam,	Woodard,
Goodrich,	Riopelle,	Yawkey,
Harris,	Romeyn,	Speaker,
Hartson,		

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NAYS.

Mr. Vowler,

1.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 21, entitled

Joint resolution to forfeit the lands granted to the Marquette and Ontonagon Railroad Company, and to confer the said grant of lands upon some other company;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take effect from and after the 10th day of May, A. D. 1869, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. W. D. Williams,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect from and after the 10th day of May, A. D. 1869.

The joint resolution was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 324, entitled

A bill to amend sections 2 and 7, of an act entitled an act to re-incorporate the village of Kalamazoo, and to repeal all inconsistent acts or parts of acts, approved March 15, 1861, as amended by act No. 415, of the session laws of 1867, approved March 22, 1867; also to add a new section, to stand as section 35;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the

same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

On motion of Mr. Miles,

The House adjourned until to-morrow morning at 9 o'clock.

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*Lansing, Wednesday, March 24, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Armstrong.

Roll called: quorum present.

Absent without leave: Mr. Hubbard.

Mr. Romeyn asked and obtained leave of absence for Mr. Hubbard, for an indefinite time, on account of sickness.

Mr. Woodard asked and obtained leave of absence for himself, for the day, on account of sickness.

PRESENTATION OF PETITIONS.

By Mr. McKernan: remonstrance of the President and trustees of the village of Negaunee, and of the township officers of the townships of Negaunee and Marquette, in the Upper Peninsula, against the passage of the joint resolution ceding the Upper Peninsula to the general government.

Referred to the committee on federal relations.

By Mr. Ingersoll: memorial of M. W. Quackenbush, E. D. Clark, F. P. Kenyon, in favor of a charter for the village of Chesaning.

On motion of Mr. Ingersoll,

The memorial was laid on the table.

## REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred Senate bill No. 198, entitled

A bill to lay out and establish a State road from Angell's Landing, so called, on section twenty-eight, in township twenty-nine north, of range eight west, in the county of Antrim, to the center of township twenty-nine north, of range three west, in the county of Otsego,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred Senate bill No. 196, entitled

A bill to appropriate certain highway taxes for the improvement of the wagon road from the Saginaw river to Alma, in the county of Gratiot,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on drainage:

The committee on drainage, to whom was referred House bill No. 299, being



A bill to provide for the construction of a ditch to drain Scott Lake and the adjacent swamp lands, in the county of Van Buren,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ELLERY A. BROWNELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ternes,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Hurlbut,

The bill was placed on the order of third reading.

By the committee on education:

The committee on education, to whom was referred

A bill setting aside the action of the school inspectors of the townships of Arbela and Wellington, in the county of Tuscola, in forming fractional school district No. 4, and re-establishing the old district,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, recommending that it do pass, and ask to be discharged from the further consideration of the subject.

B. L. BAXTER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Huston,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred Senate substitute for House bill No. 12, entitled

A bill to amend an act entitled "An act to authorize the sev-

eral townships in the counties of Livingston, Oakland, Washtenaw and Wayne, to pledge their credit, and the county of Livingston to raise by tax, or borrow money, to aid in the construction of a railroad from some point near the city of Detroit, to Howell, in the county of Livingston," approved February 5th, 1864, and amended by act of the Legislature approved March 21st, 1865,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the House concur in the adoption of the substitute, and ask to be discharged from the further consideration of the subject.

R. B. SMITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Sanford,

The House concurred in the adoption of the substitute adopted for the bill by the Senate, by yeas and nays, as follows:

# YEAS.

Mr. Avery,	Mr. Grant,	Mr. Sanford,
Barnaby,	Harris,	Seward,
Baxter,	Hartson,	Shaw,
Blake,	Holt,	Sheldon,
Boynton,	Hurlbut,	Shier,
G. G. Briggs,	Huston,	Sickels,
R. V. Briggs,	Hutchinson,	Slayton,
Brownell,	Ingersoll,	Smith,
Cameron,	L. Kendrick,	Snell,
B. Clark,	F. G. Kendrick,	Stewart,
O. Clark,	Kingsley,	Stockbridge,
Crane,	Klein,	Swift,
Crossman,	Lane,	Ternes,
Doty,	Lee,	Thompson,
Dusseau,	Mason,	Vowles,
Eaton,	McCowen,	Walker,
Eck,	Miller,	Weier,
Elliott,	Newman,	Westover,
Fuller,	Purcell,	H. G. Williams,
Gay,	Riopelle,	W. D. Williams,
Gifford,	Romeyn,	Yawkey,
Goodrich,	Rowlson,	

## NAYS.

Mr. Ashley,	Mr. Mandigo,	Mr. Walton,
Bostwick,	Millington,	White,
Davis,	Murray,	Wilcox,
Hunt,	Putnam,	J. A. Williams,
Jewell,	Stannard,	Speaker,
Lovell,	Wagner,	17

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to amend section one, of act No. 100, of the laws of 1865, entitled "An act to provide for the drainage and reclamation of swamp lands by means of a road to be known as the Cass River and Wild Fowl Bay State road," approved March 2, 1865,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred House bill No. 305, entitled

A bill to incorporate the city of Tecumseh,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to incorporate the city of Tecumseh;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

D. L. CROSSMAN, *Acting Chairman.*

Report accepted and committee discharged.

Mr. Baxter moved that the House concur in the adoption of the substitute reported by the committee.

Mr. Jewell moved that the bill be laid on the table;  
Which motion did not prevail.

The motion to concur in the adoption of the substitute, then prevailed.

On motion of Mr. Ingersoll,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 159, entitled

A bill to amend sections 1 and 6 of an act entitled "an act to amend sections 1, 3, 4, 5, 6 and 7 of an act entitled 'an act to incorporate the fire department of the city of Detroit,' approved February 14, 1840, and an act amendatory thereto, approved January 14, 1859," approved March 15, 1861;

Also, the petition of Wm. Barclay and 84 others, members and officers of the fire department, asking for the passage of the bill,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

The petition was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill 181, entitled

A bill to amend section 29 of an act entitled "An act to authorize the business of banking," approved Feb. 16, 1857;

Also, Senate manuscript bill, entitled

A bill to authorize the board of trustees of the village of Newaygo to cause the said village to be re-surveyed and replatted, and to provide for the recording of such survey and plat,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

The bills were referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to enable the Lapeer and Port Huron plank road company to charge additional tolls for travel over their road;

Also: the memorial of the Lapeer and Port Huron plank road company asking for the passage of the law;

Also: five petitions for the same purpose, from R. James, Charles Brockway, James Smith, Moses Mount, F. A. Beard and 169 others, residents along the line of said road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

The memorial and petitions were laid on the table.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to provide for the restoration of lost records, papers or

other proceedings in courts of record, being act No. 8, of the session laws of 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

E. F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stewart,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to authorize the appointment of a drain commissioner in and for the county of Ionia, for a special purpose;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER.

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on drainage.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 177, entitled

A bill to amend section 1, of act No. 89, of the session laws of 1867, being an act entitled an act to amend sections 5, 10 and 24 of an act entitled "An act to authorize the formation of corporations for mining, smelting, or manufacturing iron, copper, mineral coal, silver or other ores or minerals, and for other purposes," approved February 5th, 1853, being sections 1803, 1808 and 1822, of the compiled laws;

2. House bill No. 178, entitled

A bill to amend sections 8, 35, 49 and 58 of an act entitled "an act to revise the charter of the city of Flint," approved March 20, 1867, being act No. 372, of the session laws of 1867;

3. House bill No. 181, entitled

A bill to amend section 2 of an act entitled "An act to incorporate the grand lodge of Free and Accepted Masons of the State of Michigan," approved April 2d, 1849:

4. House bill No. 189, entitled

A bill to amend section 2, of act No. 231, of the session laws of 1859, being an act to abolish the fees of clerks of the Supreme Court, approved February 15th, 1859;

5. House bill No. 192, entitled

A bill to change the name of the plat and village of Crawville, in the county of Muskegon, to Fruitport;

6. House bill No. 211, entitled

A bill to incorporate the village of Nashville;

In the passage of which, as thus substituted, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 212, entitled

A bill to amend sections 1, 6, 11 and 20, of an act entitled “an act to incorporate the village of Mt. Clemens,” approved April 4, 1851;

2. House bill No. 224, entitled

A bill to change the name of the Agawam Mining Company;

3. House bill No. 230, entitled

A bill to prevent the obstruction of the free passage of fish along the streams and inland rivers, by the interposition of fish weirs, weir dams or weir nets;

4. House bill No. 264, entitled

A bill to legalize the action of the board of drain commissioners of Lenawee county, in laying out and establishing certain county drains in said county;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:



House bill No. 108, entitled

A bill to legalize the survey of the village of Marine City, county of St. Clair, made in the year 1865,

And to inform the House that the Senate has amended the same by inserting in line 1, section 1, after the word "survey" the words "and re-platting;" also, by adding at the end of section 1 the words, "provided that the vested rights of any person or persons acquired before the passage of this act shall not be diminished thereby, and provided further, that no streets or highways heretofore laid out shall be discontinued, altered or changed by such survey or replatting;

The Senate has also amended the title of the bill by inserting after the word "survey," the words "and replatting;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Hunt moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Sheldon,
Barnaby,	Hutchinson,	Shier,
Baxter,	Ingersoll,	Sickels,
Beall,	L. Kendrick,	Slayton,
Bostwick,	F. G. Kendrick,	Snell,
G. G. Briggs,	Kingsaley,	Stannard,
R. V. Briggs,	Klein,	Stewart,
Cameron,	Lane,	Stockbridge,
B. Clark,	Lee,	Swift,
O. Clark,	Lovell,	Ternes,
Crane,	Mandigo,	Thompson,
Davis,	McCowen,	Vowles,
Doty,	McKernan,	Wagner,
Dusseau,	Miles,	Walker,
Eaton,	Miller,	Walton,
Eck,	Millington,	Weier,

Elliott,  
Gay,  
Gifford,  
Goodrich,  
Grant,  
Harris,  
Hartson,  
Horton,

Murray,  
Newman,  
Purcell,  
Putnam,  
Romeyn,  
Rowlson,  
Seward,  
Shaw,

Westover,  
White,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Yawkey,  
Speaker, 72

NAYS.

Mr. Fuller,

1

On motion of Mr. Baxter,

The House concurred in the amendment made to the title by the Senate.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 26, entitled

Joint resolution to legalize the action of certain commissioners in laying out a certain road in town two south, and nine east, in the State of Michigan, as provided by act No. 507, of the session laws of A. D. 1867;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869.. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 214, entitled

A bill to amend section 25 of an act entitled an act to provide for holding general and special elections, approved June 27, 1851, being section 49, of chapter six, of the compiled laws;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title and referred to the committee on elections.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 178, entitled

A bill to incorporate the village of Midland City;

2. Senate bill No. 179, entitled

A bill to incorporate the village of Croton;

3. Senate bill No. 188, entitled

A bill making appropriations to pay the arrearages of the Michigan Institution for Educating the Deaf and Dumb and the Blind, for the years 1867 and 1868, and for the support thereof for the years 1869 and 1870;

4. Senate bill No. 194, entitled

A bill to provide for repairing and finishing the State Prison, and for making certain additions and improvements thereto;

5. Senate bill No. 197, entitled

A bill making appropriations for the State Reform School, for the years 1869 and 1870;

6. Senate manuscript bill, entitled

A bill to authorize the trustees of the First Methodist Episcopal church and society, of Franklin, Lenawee county, to sell and convey their church property;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first and second named bills were read a first and second time by their titles, and referred to the committee on banks and incorporations.

The third, fourth and fifth named bills were read a first and second time by their titles, and referred to the committee on ways and means.

The sixth named bill was read a first and second time by its title, and

On motion of Mr. Baxter,

The rules were suspended, and the bill was placed on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 282, entitled

A bill to organize the township of Reynolds, in the county of Montcalm,

And to inform the House that the Senate has amended the same by adding the following, to stand as section 4 of the bill:

“Sec. 4. If for any reason said township election shall not be

held at the time herein appointed, it shall be lawful to hold the same at such time and place in said township as may be designated by said board of inspectors, or a majority of the same, on giving at least ten days' notice in four of the most public places in said township, which notice the said board of inspectors are hereby authorized and required to give;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Avery moved that the House concur in the amendment made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Shaw,
Avery,	Hartson,	Sheldon,
Barnaby,	Holt,	Shier,
Baxter,	Horton,	Sickels,
Beall,	Hunt,	Slayton,
Blake,	Hutchinson,	Smith,
Bostwick,	Ingersoll,	Snell,
R. V. Briggs,	Jewell,	Stannard,
Brownell,	L. Kendrick,	Stewart,
Cameron,	F. G. Kendrick,	Stockbridge,
B. Clark,	Kingsley,	Swift,
O. Clark,	Klein,	Ternes,
Crane,	Lane,	Thompson,
Crossman,	Lovell,	Vowles,
Davis,	McCowen,	Wagner,
Doty,	McKernan,	Walker,
Duncan,	Mead,	Walton,
Eaton,	Miles,	Wendell,
Eck,	Millington,	Westover,
Fuller,	Murray,	White,
Gay,	Newman,	H. G. Williams,
Gifford,	Putnam,	J. A. Williams,
Goodrich,	Romeyn,	Yawkey,
Grant,	Seward,	Speaker,

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NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 254, entitled

A bill to incorporate the village of Wayne,

And to inform the House that the Senate has amended the same as follows:

1. By striking out all of section 15 after the word "highways," in line 8, and inserting in place thereof the following: "Whenever the lands of any person shall be required to be taken for the constructing, widening or extending streets, lanes, alleys, drains, sewers, or other improvements within the limits of said village, the common council shall give notice thereof to the owner, owners or parties interested, or his, her or their agent or representative, by personal service, or by written notice, posted in at least three public places in said village, three weeks next preceding the meeting of said common council; and the said common council are hereby authorized to contract for and purchase such lands of said owner, for the purposes aforesaid; and in case such owner or owners refuse to sell or convey such lands or premises for the purposes aforesaid, or the parties fail to agree upon the price of said lands, it shall and may be lawful for said common council to direct the recorder of said village to issue a *venire facias* to command the marshal of said village, or any constable of said county, to summon and return a jury of twelve disinterested freeholders of said county to appear before a justice of the peace, in said village, or the justice residing nearest thereto, in the county of Wayne, at a time to be therein stated, to inquire into the just compensation to be made therefor to the owner, or owners or parties interested in such land and premises; which jury, being duly sworn by such justice,

faithfully and impartially to inquire into, ascertain and determine the just compensation to be made therefor, and after having viewed the premises, if necessary, shall inquire and assess such damages and recompense as they may think proper to award to the owner or owners of such lands or premises, according to their respective estates or interests therein; and the said justice shall, upon the return of such assessment or verdict, enter judgment therefor confirming the same; and such sum or sums so assessed, together with all costs, shall be paid or legally tendered, before such street, lane, alley, drain, sewer or other improvement shall be made, opened, established or altered, to the claimant or claimants thereof. It shall therefrom be lawful for the common council to cause the said lands and premises to be occupied and used for the purpose aforesaid: *Provided*, That any party claiming damages, as aforesaid, may have the right to remove such proceedings, by appeal to the circuit court for the county of Wayne; and upon giving notice of his, or her or their intention so to do to said justice, in writing, within five days, or in case such party does not reside in said village, then within thirty days after the rendition of such verdict and the judgment thereon, as aforesaid, such appellant first giving bond, with two sufficient sureties, to be approved by said justice, conditioned to pay all costs that may be awarded against him in said circuit court; and upon filing a transcript of the proceedings aforesaid, duly certified by said justice, within forty days after the verdict and judgment, as aforesaid, in the said circuit court, the same proceedings shall thereafter be had thereon as is prescribed by law in other cases of appeal: *Provided*, That if the final judgment of said court shall not exceed the damages assessed before said justice at least ten dollars, the party appealing shall pay the cost occasioned by such appeal;"

2. By striking out in lines 9 and 10, of section 22, the words "ninety per cent. of;"

3. By inserting after the word "and," in line 6, of section 34, the words "with the same;"

In the passage of which, as thus amended, the Senate has

concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Swift moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Seward,
Avery,	Hunt,	Shaw,
Baxter,	Huston,	Sheldon,
Blake,	Hutchinson,	Shier,
Bostwick,	Ingersoll,	Sickels,
Boynton,	Jewell,	Smith,
G. G. Briggs,	L. Kendrick,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stewart,
Brownell,	Kingsley,	Stockbridge,
Cameron,	Klein,	Swift,
B. Clark,	Lane,	Ternes,
O. Clark,	Lee,	Thompson,
Crane,	Lovell,	Vowles,
Davis,	Mandigo,	Wagner,
Doty,	Mason,	Walker,
Duaneau,	McCowen,	Walton,
Eaton,	McKernan,	Weier,
Eck,	Miles,	Wendell,
Elliott,	Miller,	White,
Fuller,	Millington,	Wilcox,
Gay,	Murray,	H. G. Williams,
Gifford,	Newman,	J. A. Williams,
Grant,	Puroell,	Yawkey,
Harris,	Putnam,	Speaker,
Hartson,	Romeyn,	

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NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:



SENATE CHAMBER,  
Lansing, March 23, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 213, entitled

A bill to prevent the careless use of fire-arms,

And to inform the House that the Senate has amended the same by adding the following, to stand as section 4, of the bill:

"Sec. 4. Any party maimed or wounded by the discharge of any fire-arms as aforesaid, or the heir or representatives of any such person who may be killed by such discharge, may have an action on the case against the party offending, for damages which shall be found by a jury, and such damages when found, may in the discretion of the court before which the action is brought, be doubled;"

In the passage of which, as thus amended, the Senate has concurred, by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Shaw moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Putnam,
Avery,	Harris,	Seward,
Baxter,	Hartson,	Shaw,
Beall,	Horton,	Sheldon,
Blake,	Hunt,	Shier,
Boswick,	Huston,	Sickels,
Boynnton,	Hutchinson,	Smith,
G. G. Briggs,	F. G. Kendrick,	Stannard,
R. V. Briggs,	Kingale, y,	Stockbridge,
Brownell,	Klein,	Swift,
Cameron,	Lane,	Thompson,
B. Clark,	Lee,	Vowles,
O. Clark,	Lovell,	Wagner,
Crane,	Mandigo,	Walker,

Crossman,	Mason,	Walton,
Davis,	McCowan,	Weier,
Doty,	McKernan,	Wendell,
Dussseau,	Mead,	Westover,
Eck,	Miles,	White,
Elliott,	Miller,	H. G. Williams,
Fuller,	Millington,	J. A. Williams,
Gay,	Murray,	Yawkey,
Gifford,	Newman,	Speaker, 69

## NAYS.

Mr. Eaton,	Mr. Riopelle,	Mr. Ternes,	
Purcell,	Romeyn,		5

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 53, entitled

A bill to amend chapter 181, of the compiled laws, relative to offenses against property, by adding thereto section 53;

2. House bill No. 166, entitled

A bill to authorize judges of probate of certain counties to appoint a register, and prescribing his duties and compensation;

3. House bill No. 190, entitled

A bill to amend sections 12, 13, 14 and 15, of chapter 154, of the revised statutes of 1846, being sections 5756, 5757, 5758 and 5759, of chapter 181, of the compiled laws, entitled "of offenses against property;"

4. House bill No. 202, entitled

A bill to amend section 4581 of the compiled laws, being section 28, of chapter 134, relating to the action of ejectment;

5. House bill No. 208, entitled

A bill to amend section 2435 and section 2463, of the compiled laws, relative to the payment of moneys, by purchasers of

the trust fund and swamp lands, to county treasurers, and the forfeiture and redemption of said lands;

6. House bill No. 243, entitled

A bill to amend an act entitled "An act to amend sections 4339, 4340, 4341 and 4342 of the compiled laws, in relation to the competency of witnesses and examination of parties in certain cases," approved March 11, 1861;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 82, entitled

A bill to amend section 7, of act No. 160, of the session laws of 1861, relative to proceedings against garnishees, and for other purposes, approved March 15, 1861,

And to inform the House that the Senate has amended the same by inserting after the word "paid," in line 7 of section 7, the words "and enter such discharge upon his docket;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Brownell moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Sheldon,
Avery,	Hartson,	Shier,
Barnaby,	Hunt,	Sickels,
Baxter,	Huston,	Smith,
Blake,	Hutchinson,	Stewart,
Bostwick,	Jewell,	Stookbridge,
Boynton,	F. G. Keadrick,	Swift,
G. G. Briggs,	Kingsley,	Tarnes,
R. V. Briggs,	Lane,	Thompson,
Brownell,	Lee,	Vowles,
Cameron,	Mandigo,	Wagner,
B. Clark,	McCowen,	Walker,
O. Clark,	McKernan,	Walton,
Crane,	Miles,	Weier,
Crossman,	Miller,	Wendell,
Davis,	Millington,	Westover,
Doty,	Murray,	White,
Dusseau,	Newman,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Elliott,	Putnam,	J. A. Williams,
Fuller,	Romeyn,	W. D. Williams,
Gay,	Seward,	Yawkey,
Grant,	Shaw,	Speaker, 69

## NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 183, entitled

A bill to authorize the township of Cambridge, Lenawee county, to raise by tax, certain moneys for the relief of Andrew Ayers, late treasurer of said town,

And to inform the House that the Senate has amended the same by inserting after the word "electors," in line 8, section 1, the words "present and voting;" also, by striking out in lines 9 and 10, same section, the words "the same shall be and is

hereby made legal to assess the same upon the assessment roll," and inserting in place thereof the words "the township board of said township shall be and hereby are authorized to assess and collect the same upon the taxable property of said township, in like manner as other taxes for township purposes;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Goodrich,	Mr. Shaw,
Avery,	Grant,	Sheldon,
Baxter,	Hunt,	Sickels,
Beall,	Hurlbut,	Smith,
Blake,	Hutchinson,	Stannard,
Bostwick,	Ingersoll,	Stewart,
Boynton,	Jewell,	Stockbridge,
G. G. Briggs,	F. G. Kendrick,	Ternes,
R. V. Briggs,	Kingsley,	Vowles,
Brownell,	Klein,	Wagner,
Cameron,	Lane,	Walker,
B. Clark,	Lee,	Walton,
Crane,	Mandigo,	Weier,
Crossman,	Mason,	Westover,
Davis,	McCowen,	White,
Doty,	McKernan,	Wilcox,
Dusseau,	Millington,	J. A. Williams,
Eaton,	Newman,	W. D. Williams,
Elliott,	Purcell,	Yawkey,
Fuller,	Romeyn,	Speaker,
Gifford,	Seward,	

62

NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved, (the Senate concurring,) That the Secretary of State cause to be published with the laws of the present session, all concurrent resolutions which shall be passed during the session; and that the committee on enrolled bills of the Senate, and House cause all concurrent resolutions in which an appropriation of money is made, to be properly enrolled and presented to the Governor for his signature;*

In the passage of which the Senate has concurred.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 244, entitled

A bill to amend an act entitled "An act to amend an act entitled an act to incorporate the village of Tecumseh, being act No. 84, of the session laws of 1859," approved February 9, 1859,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 3, of section 1, the word "seven," and inserting in place thereof the word "nine;"
2. By striking out in line 2, of section 2, the word "clerk," and inserting in place thereof the word "recorder;"
3. By striking out in lines 3 and 4, of section 2, the words

"and on the first Monday of March, annually thereafter, at such place within the limits of said incorporation as the recorder shall designate;"

4. By striking out in line 6, of section 2, the words "one president, six trustees," and inserting in place thereof the following words: "Three trustees for a term of one year, and three trustees for a term of two years; also, one president, one recorder, one treasurer and two assessors, who shall hold their respective offices for the term of one year, and until their successors are elected and qualified; and on the first Monday of March, annually thereafter, at such place within said village as the recorder shall designate, then and there, in like manner, elect three trustees for a term of two years, one president;"

5. By striking out in lines 11 and 12, of section 12, article 1, the words "but the recorder shall not be required to act on any committee;"

6. By inserting after the word "same," in line 6, of section 2, article 2, the words "when directed by the vote of a majority of the electors of said village;"

7. By striking out in line 11, section 2, article 2, the word "city," and inserting the word "village" in place thereof;

8. By striking out in line 41, section 2, article two, the words "and designate;"

9. By inserting after the word "provisions," in line 92, section 2, article 2, the words "and farm produce;" and by striking out the word "and," before the word "provisions;"

10. By inserting after the word "butchers," in line 93, section 2, article 2, the words "and non-resident buyers of produce;" also in line 100, of same section, by inserting after the word "line," the words "and grade;" also by inserting after the word "auction," in line 107, the words "public outcry or otherwise;"

11. By striking out the word "city," in line 1, article 7, and inserting in place thereof the word "village;" also by striking out in line 11, same article, the words "or village;"

12. By striking out the word "and" at the end of line 3,

article ten, and inserting after the word "collecting," in line 4, the words "and working," and by inserting after the word "collecting," in line 5, the words "or working;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Riopella,
Avery,	Harris,	Seward,
Baxter,	Hartson,	Shaw,
Beall,	Holt,	Sheldon,
Blake,	Horton,	Shier,
Bostwick,	Hunt,	Sickels,
Boynton,	Huston,	Smith,
G. G. Briggs,	Hutchinson,	Snell,
R. V. Briggs,	Ingersoll,	Stockbridge,
B. Clark,	Jewell,	Ternes,
O. Clark,	F. G. Kendrick,	Thompson,
Crane,	Kingsley,	Vowles,
Davis,	Klein,	Wagner,
Doty,	Lane,	Walker,
Dusseau,	Lee,	Walton,
Eaton,	Lovell,	Weier,
Eck,	Mandigo,	Wendell,
Elliott,	McCowen,	Westover,
Fuller,	McKernan,	White,
Gay,	Millington,	Wilcox,
Gifford,	Murray,	W. D. Williams,
Goodrich,	Newman,	Speaker, 66

NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:



SENATE CHAMBER, }  
*Lansing, March 23, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 273, entitled

A bill to enlarge the corporate limits and to re-incorporate the village of Union City, under a special charter,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 3, of section 2, the word "first," where it first occurs in said line, and inserting in place thereof the word "second;" also by inserting before the word "trustees," in line 6, same section, the word "elected;"

2. By striking out in line 3, section 4, the word "honorably," and inserting in place thereof the word "honestly;"

3. By striking out in line 4, section 5, the words "and impartially;"

4. By striking out in line 50, of section 7, the word "one," and inserting in place thereof the word "five;"

5. By striking out in line 5, of section 11, the words "in which the same was published;"

6. By striking out the word "taxes," where it occurs the last time in line 8, of section 14, and inserting in place thereof the word "charges;"

7. By striking out in line 9, of section 14, the word "grant," and inserting in place thereof the word "part;"

8. By inserting after the word "aforesaid," in line 27, of section 28, the words "such appellant first giving a bond with two sufficient sureties, to be approved by said justice, conditioned to pay all costs that may be awarded against him in said circuit court;"

9. By striking out in section 6, the words "*Provided, That* said corporation shall not be sued, except in a court of record;"

10. By striking out in line 6, of section 27, the word "two," and inserting in place thereof the word "one;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Bostwick moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Riopelle,
Avery,	Harris,	Romeyn,
Barnaby,	Hartson,	Seward
Baxter,	Holt,	Shaw,
Beall,	Horton,	Sheldon,
Blake,	Hunt,	Sickels,
Bostwick,	Hutchinson,	Smith,
Boynton,	Ingersoll,	Snell,
G. G. Briggs,	Jewell,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stockbridge,
Cameron,	Klein,	Thompson,
B. Clark,	Lane,	Vowles,
O. Clark,	Lee,	Wagner,
Crane,	Lovell,	Walker,
Crossman,	Mandigo,	Walton,
Davis,	McCowen,	Weier,
Dussean,	McKernan,	Wendell,
Eaton,	Mead,	Westover,
Eck,	Miles,	Wilcox,
Elliott,	Miller,	H. G. Williams,
Fuller,	Millington,	J. A. Williams,
Gay,	Murray,	W. D. Williams,
Goodrich,	Newman,	Speaker, 69

NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the committee on the judiciary submitted the following report:

The committee on the judiciary, to whom was referred House bill No. 64, entitled

A bill to regulate the sale of patent and other simple and compound medicines in the State of Michigan, and to prohibit publication of their virtues in language of immoral tendencies, or of an ambiguous character,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miller,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Seward,
Avery,	Hunt,	Shaw,
Barnaby,	Hurlbut,	Sheldon,
Baxter,	Huston,	Sickels,
Beall,	Hutchinson,	Slayton,
Blake,	Ingersoll,	Smith,
Boswick,	Jewell,	Snell,
Boynton,	L. Kendrick,	Stannard,
G. G. Briggs,	F. G. Kendrick,	Stewart,
R. V. Briggs,	Kingsley,	Stockbridge,
Cameron,	Klein,	Swift,
B. Clark,	Lane,	Ternes,
Crane,	Lee,	Thompson,
Davis,	Lovell,	Wagner,
Doty,	McCowen,	Walker,
Dusseau,	Mead,	Walton,
Eaton,	Miles,	Weier,
Eck,	Miller,	Wendell,
Elliott,	Murray,	Westover,
Fuller,	Newman,	White,

Gay,  
Gifford,  
Goodrich,  
Grant,  
Hartson,  
Holt,

Purcell,  
Putnam,  
Riopelle,  
Romeyn,  
Rowlson,

Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker,

76

NAYS.

0

Mr. Klein moved to amend the title so that it should read as follows:

"A bill to prohibit the publication of the virtues of patent and other simple and compound medicines in the State of Michigan, and to prohibit the publication of their virtues in language of immoral tendency, or of ambiguous character;"

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Klein moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

By unanimous consent, the committee on towns and counties submitted the following report:

The committee on towns and counties, to whom was referred petitions and remonstrances relating to the setting off township one north, of range three west, from the township of Eaton Rapids, and organizing the same into a township,

Would respectfully report the same back to the House, and recommend they be sent to the Senate, where they are now wanted.

I. D. BEALL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beall,

The Clerk was instructed to return the petitions and remonstrances referred to, to the Senate.

Mr. Grant, by unanimous consent, moved to reconsider the vote by which Senate manuscript bill, entitled

A bill authorizing the trustees of the Methodist Episcopal Church of Franklin to sell and convey certain real estate,

Was placed on the order of third reading;

Which motion prevailed.

On motion of Mr. Grant,

The bill was referred to the committee on religious and benevolent societies.

THIRD READING OF BILLS.

House bill No. 281, entitled

A bill to amend act No. 210, of the session laws for 1867,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Ingersoll,

The bill was laid on the table.

Senate bill No. 102, entitled

A bill to amend section 29 of an act for the reorganization of the military forces of the State of Michigan, being act No. 16, of the session laws of 1862, approved January 18, 1862,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Mead,

The bill was recommitted to the committee on military affairs.

House joint resolution No. 19, entitled

Joint resolution relative to an outstanding treasury warrant,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Shaw,
Avery,	Harris,	Sheldon,
Barnaby,	Holt,	Shier,
Blake,	Hunt,	Smith,
Bostwick,	Hutchinson,	Snell,
Boynton,	Jewell,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stewart,
Cameron,	Kingsley,	Stockbridge,
B. Clark,	Klein,	Vowles,
Crane,	Lane,	Wagner,
Davis,	Lee,	Walker,
Doty,	Lovell,	Walton,
Dusseau,	McCowen,	Westover,
Eaton,	McKernan,	White,
Eck,	Mead,	Wilcox,

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Bostwick moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Riopelle,
Avery,	Harris,	Romeyn,
Barnaby,	Hartson,	Seward
Baxter,	Holt,	Shaw,
Beall,	Horton,	Sheldon,
Blake,	Hunt,	Sickels,
Bostwick,	Hutchinson,	Smith,
Boynnton,	Ingersoll,	Snell,
G. G. Briggs,	Jewell,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stockbridge,
Cameron,	Klein,	Thompson,
B. Clark,	Lane,	Vowles,
O. Clark,	Lee,	Wagner,
Crane,	Lovell,	Walker,
Crossman,	Mandigo,	Walton,
Davis,	McCowen,	Weier,
Dusseau,	McKernan,	Wendell,
Eaton,	Mead,	Westover,
Eck,	Miles,	Wilcox,
Elliott,	Miller,	H. G. Williams,
Fuller,	Millington,	J. A. Williams,
Gay,	Murray,	W. D. Williams,
Goodrich,	Newman,	Speaker, 69

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the committee on the judiciary submitted the following report:

The committee on the judiciary, to whom was referred House bill No. 64, entitled

A bill to regulate the sale of patent and other simple and compound medicines in the State of Michigan, and to prohibit publication of their virtues in language of immoral tendencies, or of an ambiguous character,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

**ELISHA F. MEAD, *Chairman.***

Report accepted and committee discharged.

On motion of Mr. Miller,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley,	Mr. Horton,	Mr. Seward,
Avery,	Hunt,	Shaw,
Barnaby,	Hurlbut,	Sheldon,
Baxter,	Huston,	Sickels,
Beall,	Hutchinson,	Slayton,
Blake,	Ingersoll,	Smith,
Boswick,	Jewell,	Snell,
Boynton,	L. Kendrick,	Stannard,
G. G. Briggs,	F. G. Kendrick,	Stewart,
R. V. Briggs,	Kingale,	Stockbridge,
Cameron,	Klein,	Swift,
B. Clark,	Lane,	Ternes,
Crane,	Lee,	Thompson,
Davis,	Lovell,	Wagner,
Doty,	McCowen,	Walker,
Dussean,	Mead,	Walton,
Eaton,	Miles,	Weier,
Eck,	Miller,	Wendell,
Elliott,	Murray,	Westover,
Fuller,	Newman,	White,

Gay,  
Gifford,  
Goodrich,  
Grant,  
Hartson,  
Holt,

Parcell,  
Putnam,  
Riopelle,  
Romeyn,  
Rowlson,

Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker,

76

NAYS.

0

Mr. Klein moved to amend the title so that it should read as follows:

"A bill to prohibit the publication of the virtues of patent and other simple and compound medicines in the State of Michigan, and to prohibit the publication of their virtues in language of immoral tendency, or of ambiguous character;"

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Klein moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

By unanimous consent, the committee on towns and counties submitted the following report:

The committee on towns and counties, to whom was referred petitions and remonstrances relating to the setting off township one north, of range three west, from the township of Eaton Rapids, and organizing the same into a township,

Would respectfully report the same back to the House, and recommend they be sent to the Senate, where they are now wanted.

I. D. BEALL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Beall,

The Clerk was instructed to return the petitions and remonstrances referred to, to the Senate.

Mr. Grant, by unanimous consent, moved to reconsider the vote by which Senate manuscript bill, entitled

A bill authorizing the trustees of the Methodist Episcopal Church of Franklin to sell and convey certain real estate,

Was placed on the order of third reading;

Which motion prevailed.



On motion of Mr. Grant,

The bill was referred to the committee on religious and benevolent societies.

THIRD READING OF BILLS.

House bill No. 281, entitled

A bill to amend act No. 210, of the session laws for 1867,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Ingersoll,

The bill was laid on the table.

Senate bill No. 102, entitled

A bill to amend section 29 of an act for the reorganization of the military forces of the State of Michigan, being act No. 16, of the session laws of 1862, approved January 18, 1862,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Mead,

The bill was recommitted to the committee on military affairs.

House joint resolution No. 19, entitled

Joint resolution relative to an outstanding treasury warrant,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Shaw,
Avery,	Harris,	Sheldon,
Barnaby,	Holt,	Shier,
Blake,	Hunt,	Smith,
Bostwick,	Hutchinson,	Snell,
Boynton,	Jewell,	Stannard,
R. V. Briggs,	F. G. Kendrick,	Stewart,
Cameron,	Kingsley,	Stockbridge,
B. Clark,	Klein,	Vowlet,
Crane,	Lane,	Wagner,
Davis,	Lee,	Walker,
Doty,	Lovell,	Walton,
Dussean,	McCowen,	Westover,
Eaton,	McKernan,	White,
Eck,	Mead,	Wilcox,

Elliott,  
Fuller,  
Gay,  
Gifford,  
Goodrich,

Miller,  
Millington,  
Murray,  
Newman,  
Putnam,

H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker,

59

## NAYS.

Mr. G. G. Briggs, Mr. Hurlbut,

2

Title and preamble agreed to.

Senate bill No. 98, entitled

A bill to amend act No. 153, of the session laws of 1867, being an act to provide for holding the circuit courts in case of death, resignation, removal, absence or inability of the circuit judge,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Mead moved to amend by striking out the word "district," wherever it occurs in the bill, and inserting "circuit" in lieu thereof;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,  
Beall,  
Blake,  
Bostwick,  
G. G. Briggs,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Fuller,  
Gay,

Mr. Horton,  
Hunt,  
Hurlbut,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,

Mr. Romeyn,  
Rowlson,  
Seward,  
Shaw,  
Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Ternes,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Wendell,  
Westover,  
White,  
Wilcox,

Goodrich,  
Grant,  
Harris,  
Holt,

Millington,  
Murray,  
Newman,  
Putnam,

H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker, 69

NAYS.

0

Title agreed to.

On motion of Mr. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 167, entitled

A bill to repeal act 362, of session laws of 1867, entitled "An act to provide for the drainage and reclamation of swamp lands, by means of State roads and ditches, from Crawford's Marble Quarry, to the Duncan, Alpena and Sauble river State road,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. McKernan,

The bill was laid on the table.

Senate bill No. 170, entitled

A bill to provide for the payment of the interest on the State debt,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Avery,  
Barnaby,  
Beall,  
Blake,  
Bostwick,  
Brynton,  
G. G. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Dusseau,

Mr. Horton,  
Hurlbut,  
Huston,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
Mason,

Mr. Seward,  
Shaw,  
Sheldon,  
Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,

Eaton,	McCowen,	Walton,
Eck,	Mead,	Weier,
Elliott,	Miles,	Wendell,
Fuller,	Miller,	Westover,
Gay,	Millington,	White,
Goodrich,	Murray,	H. G. Williams,
Grant,	Newman,	J. A. Williams,
Harris,	Putnam,	Yawkey,
Holt,	Rowlson,	Speaker,
	NAYS.	72
		0

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 89, entitled

A bill to provide a tax for the expenses of the State government,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Rowlson,
Avery,	Holt,	Seward,
Baxter,	Horton,	Shaw,
Beall,	Huston,	Sheldon,
Blake,	Hutchinson,	Shier,
Bostwick,	Ingersoll,	Sickels,
Boynton,	L. Kendrick,	Smith,
G. G. Briggs,	F. G. Kendrick,	Snell,
R. V. Briggs,	Kingale,	Stannard,
Brownell,	Klein,	Stockbridge,
Cameron,	Lane,	Ternes,
B. Clark,	Lee,	Thompson,
O. Clark,	Lovell,	Vowles,
Crane,	Mandigo,	Wagner,
Davis,	McCowen,	Walker,
Doty,	McKernan,	Westover,
Dussean,	Mead,	White,
Eaton,	Miles,	Wilcox,
Eck,	Miller,	H. G. Williams,
Elliott,	Millington,	J. A. Williams,
Fuller,	Murray,	W. D. Williams,
Gay,	Newman,	Speaker,
Goodrich,	Putnam,	
	NAYS.	68
		0

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 128, entitled

A bill to amend an act entitled "An act to provide for the protection and preservation of fish in certain lakes in the county of Cass," approved March 16, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Jewell,	Mr. Shier,
Barnaby,	L. Kendrick,	Sickels,
Blake,	F. G. Kendrick,	Smith,
Bostwick,	Kingsley,	Snell,
Boynton,	Klein,	Stannard,
R. V. Briggs,	Lane,	Stewart,
Brownell,	Lee,	Stockbridge,
Cameron,	Lovell,	Ternes,
B. Clark,	Mandigo,	Thompson,
O. Clark,	Mason,	Vowles,
Crane,	McCowen,	Wagner,
Davis,	McKernan,	Walker,
Doty,	Mead,	Walton,
Dusseau,	Miller,	Weier,
Eck,	Millington,	Wendell,
Fuller,	Murray,	White,
Gay,	Newman,	Wilcox,
Grant,	Putnam,	H. G. Williams,
Harris,	Rowlson,	J. A. Williams,
Holt,	Shaw,	W. D. Williams,
Hunt,	Sheldon,	Speaker,
Hutchinson,		

64

NAYS.

0

Title agreed to.

On motion of Mr. Ashley,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 163, entitled

A bill to provide for the issuing, delivering or depositing

patents to swamp lands, and to provide for the assessment and taxation of such lands,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Blake moved to amend by striking out in line 3, the word "that;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Shaw,
Avery,	Horton,	Sheldon,
Barnaby,	Hutchinson,	Shier,
Beall,	Ingersoll,	Sickels,
Blake,	L. Kendrick,	Smith,
Bostwick,	F. G. Kendrick,	Snell,
Boynton,	Kingsley,	Stannard,
G. G. Briggs,	Klein,	Stewart,
R. V. Briggs,	Lane,	Stockbridge,
Brownell,	Lee,	Ternes,
Cameron,	Lovell,	Vowles,
B. Clark,	Mandigo,	Wagner,
O. Clark,	Mason,	Walker,
Crane,	McCowen,	Walton,
Davis,	McKernan,	Weier,
Doty,	Mead,	Wendell,
Dusseau,	Miles,	Westover,
Eaton,	Millington,	White,
Elliott,	Murray,	Wilcox,
Fuller,	Newman,	H. G. Williams,
Gay,	Putnam,	J. A. Williams,
Grant,	Rowlson,	W. D. Williams,
Harris,	Seward,	Speaker, 69

#### NAYS.

0

Title agreed to.

On motion of Mr. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 164, entitled

A bill to provide for the graduation of the price of swamp lands, and to authorize payment thereon in swamp land scrip,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Stockbridge moved to amend by striking out in line 6, of section 1, the word "eight," and inserting "six" in lieu thereof; also by striking out in line 3, of section 2, the word "six," and inserting "four" in lieu thereof; also by striking out in line 5, of the same section, the word "four," and inserting "three" in lieu thereof; and by striking out in line 8, the words "two dollars," and inserting "one dollar and twenty-five cents" in lieu thereof.

The amendments were withdrawn.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Rowison,
Avery,	Holt,	Shaw,
Beall,	Horton,	Shier,
Blake,	Hunt,	Sickels,
Bostwick,	Huston,	Smith,
G. G. Briggs,	Hutchinson,	Snell,
R. V. Briggs,	Ingersoll,	Stannard,
Cameron,	F. G. Kendrick,	Stewart,
B. Clark,	Kingsley,	Stockbridge,
O. Clark,	Lane,	Thompson,
Davis,	Lee,	Vowles,
Doty,	Lovell,	Wagner,
Dusseau,	McCowen,	Walker,
Eaton,	Mead,	Walton,
Eck,	Miller,	Weier,
Elliott,	Millington,	Wendell,
Fuller,	Murray,	Westover,
Gay,	Newman,	J. A. Williams,
Goodrich,	Putnam,	Speaker, 57

#### NAYS.

Mr. Barnaby,	Mr. Miles,	Mr. White,
Brownell,	Romeyn,	H. G. Williams,

6

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 171, entitled

A bill to detach certain territory from the townships of Manistee and Stronach, in the county of Manistee, and to organize such territory so detached, into a township by the name of Filer,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows: ..

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Shier,
Avery,	Ingersoll,	Sickels,
Beall,	Jewell,	Slayton,
Blake,	L. Kendrick,	Smith,
Bostwick,	F. G. Kendrick,	Snell,
G. G. Briggs,	Kingsley,	Stannard,
R. V. Briggs,	Lane,	Stewart,
Cameron,	Lee,	Stockbridge,
B. Clark,	Mason,	Thompson,
O. Clark,	McCowen,	Vowles,
Davis,	McKernan,	Walker,
Doty,	Mead,	Walton,
Dusseau,	Miller,	Weier,
Eaton,	Millington,	Wendell,
Eck,	Murray,	Wilcox,
Fuller,	Putnam,	H. G. Williams,
Gay,	Romeyn,	J. A. Williams,
Gifford,	Rowleson,	W. D. Williams,
Goodrich,	Shaw,	Yawkey,
Grant,	Sheldon,	Speaker,
Hunt,		

61

NAYS.

0

Title agreed to.

On motion of Mr. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 161, entitled

A bill to designate the place of holding the annual township meeting in the township of Manistee on the first Monday of April, in the year 1869,



Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. G. G. Briggs moved to amend, by striking out the word "Monday," in line 2, and inserting "Tuesday" in lieu thereof;

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Rowson,
Avery,	Hunt,	Seward,
Barnaby,	Hurlbut,	Shaw,
Baxter,	Huston,	Sheldon,
Beall,	Hutchinson,	Shier,
Blake,	Ingersoll,	Sickels,
Bostwick,	Jewell,	Smith,
Cameron,	L. Kendrick,	Snell,
B. Clark,	F. G. Kendrick,	Stannard,
O. Clark,	Kingsley,	Stewart,
Crane,	Klein,	Stockbridge,
Davis,	Lane,	Thompson,
Doty,	Lovell,	Vowles,
Dussean,	Mason,	Walker,
Eaton,	McCowen,	Walton,
Eck,	Miles,	Weier,
Elliott,	Miller,	Wendell,
Fuller,	Millington,	Westover,
Gay,	Murray,	Wilcox,
Gifford,	Newman,	H. G. Williams,
Goodrich,	Putnam,	J. A. Williams,
Grant,	Riopelle,	Yawkey,
Harris,	Romeyn,	Speaker,
Hartson,		

70

## NAYS.

Mr. G. G. Briggs,	Mr. R. V. Briggs,	2
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Title agreed to.

On motion of Mr. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 56, entitled

A bill to repeal act No. 237, of the session laws of 1861, approved March 16, 1861, being "An act to regulate proceedings in certain cases of nuisance,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Riopelle,
Avery,	Hunt,	Romeyn,
Barnaby,	Hutchinson,	Rowlson,
Baxter,	Ingersoll,	Shaw,
Beall,	Jewell,	Sheldon,
Blake,	L. Kendrick,	Sickels,
Bostwick,	F. G. Kendrick,	Snell,
Boynton,	Kingsley,	Stannard,
G. G. Briggs,	Klein,	Stewart,
Brownell,	Lane,	Stockbridge,
Cameron,	Lee,	Swift,
B. Clark,	Lovell,	Thompson,
O. Clark,	Mason,	Vowles,
Crane,	McCowan,	Walker,
Davis,	McKernan,	Walton,
Doty,	Mead,	Ward,
Eck,	Miles,	Weier,
Fuller,	Miller,	Wendell,
Gay,	Millington,	H. G. Williams,
Gifford,	Murray,	W. D. Williams,
Goodrich,	Newman,	Speaker,
Grant,	Putnam,	65

## NAYS.

Mr. R. V. Briggs,	Mr. Westover,	Mr. J. A. Williams,
Elliott,	White,	Yawkey,
Hurlbut,	Wilcox,	8

Title agreed to.

On motion of Mr. Rowlson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 146, entitled

A bill to authorize the mayor, recorder and aldermen of the city of Ann Arbor to borrow money and issue bonds to aid in furnishing said city with water,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Horton,	Mr. Rowlson,
Barnaby,	Hunt,	Shaw,

Baxter,	Huston,	Sheldon,
Beall,	Hutchinson,	Shier,
Blake,	Ingersoll,	Sickels,
Bostwick,	Jewell,	Snell,
Boynton,	F. F. Kendrick,	Stannard,
G. G. Briggs,	Kingsley,	Stockbridge,
Brownell,	Klein,	Thompson,
Cameron,	Lane,	Vowles,
B. Clark,	Lee,	Wagner,
O. Clark,	Lovell,	Walker,
Crane,	Mandigo,	Walton,
Davis,	Mason,	Ward,
Doty,	McCowen,	Weier,
Eck,	McKernan,	Wendell,
Elliott,	Mead,	White,
Fuller,	Miller,	Wilcox,
Gay,	Millington,	H. G. Williams,
Goodrich,	Murray,	J. A. Williams,
Grant,	Putnam,	W. D. Williams,
Harris,	Riopelle,	Yawkey,
Holt,	Romeyn,	Speaker, 69
	NAYS.	0

Title agreed to.

Senate bill No. 109, entitled

A bill to amend section two of an act entitled "An act to protect the title of the owners of floating logs and lumber," approved March 27, 1867, and to add a section thereto, to stand as section six,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Mead moved to amend by striking out the word "that," at the beginning of section 2;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Goodrich,	Mr. Shaw,
Avery,	Grant,	Sheldon,
Barnaby,	Harris,	Shier,
Beall,	Hunt,	Sickels,
Blake,	Hurlbut,	Stannard,

Bostwick,  
 Boynton,  
 G. G. Briggs,  
 R. V. Briggs,  
 Brownell,  
 Cameron,  
 B. Clark,  
 O. Clark,  
 Crane,  
 Davis,  
 Doty,  
 Dusseau,  
 Eck,  
 Elliott,  
 Fuller,  
 Gay,  
 Gifford,

Hutchinson,  
 Ingersoll,  
 Jewell,  
 L. Kendrick,  
 Kingsley,  
 Klein,  
 Lee,  
 Lovell,  
 Mandigo,  
 Mason,  
 McCowen,  
 Mead,  
 Miller,  
 Newman,  
 Putnam,  
 Riopelle,  
 Romeyn,

Stewart,  
 Swift,  
 Thompson,  
 Vowles,  
 Wagner,  
 Walker,  
 Walton,  
 Ward,  
 Weier,  
 Wendell,  
 White,  
 Wilcox,  
 H. G. Williams,  
 J. A. Williams,  
 W. D. Williams,  
 Speaker,

65

## NAYS.

Mr. McKernan,

1

Mr. Mead moved to amend the title by adding thereto the words "of said act;"

Which motion prevailed.

The title, as amended, was agreed to.

House bill No. 305, entitled

A bill to incorporate the city of Tecumseh,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,  
 Blake,  
 Bostwick,  
 Boynton,  
 Brownell,  
 Cameron,  
 B. Clark,  
 O. Clark,  
 Doty,  
 Dusseau,  
 Eck,  
 Fuller,  
 Gay,  
 Gifford,  
 Grant,

Mr. Horton,  
 Hunt,  
 Hurlbut,  
 Huston,  
 Hutchinson,  
 L. Kendrick,  
 Kingsley,  
 Klein,  
 Lee,  
 Mason,  
 McKernan,  
 Mead,  
 Miller,  
 Millington,  
 Newman,

Mr. Romeyn,  
 Sheldon,  
 Shier,  
 Sickels,  
 Snell,  
 Stannard,  
 Stewart,  
 Swift,  
 Thompson,  
 Vowles,  
 Wendell,  
 Westover,  
 H. G. Williams,  
 Yawkey,

44

## NAYS.

Mr. Ashley,	Mr. Lovell,	Mr. Walton,
R. V. Briggs,	McCowen,	Ward,
Crane,	Putnam,	Weier,
Davis,	Riopelle,	White,
Elliott,	Rowlson,	Wilcox,
Goodrich,	Shaw,	J. A. Williams,
Harris,	Wagner,	W. D. Williams,
Ingersoll,	Walker,	Speaker,
Jewell,		25

Mr. Horton moved to reconsider the vote by which the bill was lost;

Which motion prevailed.

On motion of Mr. Ingersoll,

The bill was laid on the table.

Senate joint resolution No. 20, entitled

Joint resolution for the relief of Elmina Brainerd,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Riopelle,
Barnaby,	Harris,	Rowlson,
Beall,	Holt,	Shaw,
Blake,	Horton,	Sheldon,
Bostwick,	Hunt,	Shier,
Boynston,	Hurlbut,	Sickels,
G. G. Briggs,	Hutchinson,	Smith,
Brownell,	Ingersoll,	Snell,
Cameron,	Jewell,	Stewart,
B. Clark,	L. Kendrick,	Swift,
O. Clark,	Kingsley,	Ternes,
Crane,	Klein,	Thompson,
Davis,	Lee,	Vowles,
Doty,	Lovell,	Wagner,
Dussean,	McCowen,	Walker,
Eaton,	McKernan,	Walton,
Eck,	Mead,	Ward,
Elliott,	Miller,	Wendell,
Fuller,	Newman,	H. G. Williams,
Gay,	Purcell,	Yawkey,
Gifford,	Putnam,	Speaker,
Goodrich,		

## NAYS.

Mr. R. V. Briggs, Huston, Mason,	Mr. Millington, Romeyn,	Mr. Weier, White,
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7

Title and preamble agreed to.

Senate bill No. 132, entitled

A bill to regulate the practice of dentistry in the State of Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Grant moved to amend section 1, line 6, by striking out the word "five," and inserting in lieu thereof the word "three;"

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. G. G. Briggs, B. Clark, Crane, Dusseau, Eaton, Eck, Elliott, Gay, Gifford, Horton, Huston,	Mr. L. Kendrick, Klein, Lane, Lee, Mason, McKernan, Mead, Miller, Newman, Purcell, Putnam,	Mr. Sanford, Shaw, Sheldon, Wagner, Ward, Weier, Wendell, J. A. Williams, W. D. Williams, Yawkey,
--	--	--

32

## NAYS.

Mr. Ashley, Barnaby, Baxter, Beall, Blake, Bostwick, R. V. Briggs, Cameron, O. Clark, Crossman, Davis, Doty, Fuller,	Mr. Holt, Hunt, Hurlbut, Hutchinson, Ingersoll, Jewell, Kingsley, Lovell, McCowen, Millington, Murray, Riopelle, Romeyn,	Mr. Slayton, Smith, Snell, Stewart, Swift, Ternes, Thompson, Vowles, Walker, Walton, Westover, White, Wilcox,
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Goodrich,	Rowlson,	H. G. Williams,
Grant,	Shier,	Speaker,
Harris,	Sickels,	47

On motion of Mr. Harris,

The House took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Walker moved that there be a call of the House;

Which motion did not prevail.

The House resumed business under the order of

THIRD READING OF BILLS.

Senate bill No. 166, entitled

A bill to amend sections 4 and 6, of chapter 42, of the revised statutes of 1846, being sections 1566 and 1568, of the compiled laws, relative to the maintenance of illegitimate children,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Shaw,
Barnaby,	Hurlbut,	Shier,
Bostwick,	Ingersoll,	Sickels,
G. G. Briggs,	Jewell,	Snell,
Cameron,	F. G. Kendrick,	Stannard,
B. Clark,	Kingsley,	Stewart,
Crane,	Klein,	Swift,
Davis,	Lane,	Vowles,
Doty,	Lovell,	Wagner,
Dusseau,	McCowen,	Walker,
Eck,	McKernan,	Walton,
Elliott,	Mead,	Weier,
Gay,	Millington,	Wilcox,
Gifford,	Murray,	H. G. Williams,
Harris,	Newman,	J. A. Williams,
Holt,	Putnam,	47

## NAYS.

Mr. Blake,	Mr. L. Kendrick,	Mr. Ternes,
R. V. Briggs,	Lee,	Thompson,
Brownell,	Mason,	Ward,
O. Clark,	Romeyn,	Wendell,
Horton,	Seward,	Westover,
Huston,	Sheldon,	Speaker,
Hutchinson,		

19

Senate bill No. 168, entitled

A bill to repeal act No. 30, of session laws of 1864, entitled "An act to provide for the drainage and reclamation of swamp lands by means of State roads and ditches, from Muir, in Ionia county, to the north line of Isabella county,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Seward,
Baxter,	Hunt,	Shaw,
Blake,	Hurlbut,	Sheldon,
Bostwick,	Huston,	Shier,
G. G. Briggs,	F. G. Kendrick,	Snell,
R. V. Briggs,	Kingsley,	Stannard,
Cameron,	Klein,	Stewart,
B. Clark,	Lane,	Stockbridge,
O. Clark,	Lovell,	Swift,
Crossman,	Mandigo,	Ternes,
Davis,	McCowen,	Thompson,
Eck,	McKernan,	Vowles,
Elliott,	Mead,	Wagner,
Fuller,	Miller,	Walker,
Gay,	Millington,	Walton,
Gifford,	Murray,	Weier,
Goodrich,	Newman,	Wendell,
Grant,	Purcell,	Westover,
Harris,	Putnam,	J. A. Williams,
Hartson,	Romeyn,	W. D. Williams,
Holt,	Rowlson,	Speaker,

63

## NAYS.

Mr. Avery,	Mr. Dusseau,	Mr. Mason,
Barnaby,	Hutchinson,	Sickels,
Brownell,	Jewell,	Ward,
Crane,	L. Kendrick,	Wilcox,
Doty,	Lee,	H. G. Williams,

15



Title agreed to.

Senate bill No. 158, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of the completion and extension of the Newaygo and Dayton State road,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Purcell,
Avery,	Hartson,	Seward,
Barnaby,	Holt,	Sickels,
Baxter,	Hurlbut,	Smith,
Beall,	Huston,	Snell,
Boynton,	Ingersoll,	Stannard,
G. G. Briggs,	L. Kendrick,	Stockbridge,
Brownell,	F. G. Kendrick,	Swift,
Cameron,	Kingsley,	Thompson,
B. Clark,	Lane,	Vowles,
Doty,	Mason,	Wagner,
Dusseau,	McKernan,	Wendell,
Eaton,	Mead,	Westover,
Fuller,	Miles,	H. G. Williams,
Gay,	Miller,	W. D. Williams,
Gifford,	Newman,	Speaker, 48

NAYS.

Mr. Blake,	Mr. Hutchinson,	Mr. Shaw,
Bostwick,	Jewell,	Sheldon,
R. V. Briggs,	Klein,	Shier,
O. Clark,	Lee,	Stewart,
Crane,	Lovell,	Ternes,
Davis,	Mandigo,	Walker,
Eck,	McCowen,	Walton,
Elliott,	Millington,	Ward,
Goodrich,	Murray,	Weier,
Harris,	Putnam,	Wilcox,
Horton,	Romeyn,	J. A. Williams,
Hunt,	Rowlson,	35

Mr. Horton moved to reconsider the vote by which the bill was lost;

Which motion prevailed.

On motion of Mr. Miles,

The bill was laid on the table.

Senate bill No. 176, entitled

A bill to amend section 19, of chapter 172, of the revised statutes of 1846, being section 6176 of the compiled laws, relative to the salaries of officers and Agent of the State Prison,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. L. Kendrick moved to amend by striking out in line 2, of recited section 16, the word "fifteen," and inserting "twelve" in lieu thereof;

Which was not agreed to.

Mr. Ward moved to amend lines 5 and 6, of recited section 16, by striking out the words "and to the physician such sum as the inspectors shall allow;"

Which was not agreed to.

On motion of Mr. Slayton,

The bill was laid on the table.

Senate joint resolution No. 16, entitled

Joint resolution asking an appropriation to aid the geological survey of this State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hurlbut,	Mr. Sickels,
Barnaby,	Huston,	Smith,
Beall,	Hutchinson,	Snell,
Blake,	Ingersoll,	Stannard,
G. G. Briggs,	Jewell,	Stewart,
R. V. Briggs,	L. Kendrick,	Stockbridge,
Brownell,	Kingsley,	Swift,
Cameron,	Klein,	Ternes,
B. Clark,	Lane,	Thompson,
Crane,	Lee,	Vowles,
Crossman,	Lovell,	Wagner,
Davis,	Mandigo,	Walker,
Dussean,	McCowen,	Walton,
Eck,	McKernan,	Ward,
Elliott,	Miles,	Weier,
Fuller,	Miller,	Westover,
Gay,	Putnam,	Wilcox,

Gifford,  
Goodrich,  
Grant,  
Holt,  
Hunt,

Riopelle,  
Rowlson,  
Seward,  
Shaw,  
Sheldon,

H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

65

NAYS.

0

Title and preamble agreed to.

Senate bill No. 180, entitled

A bill to amend section 52, of chapter 77, of the revised statutes of 1846, being section 3090 of the compiled laws, touching the sale of lands for the payment of debts, by executors, administrators and guardians, by adding a proviso thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Blake.  
Bostwick,  
Boynton,  
G. G. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Crossman,  
Davis,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Fuller,  
Gay,  
Gifford,  
Goodrich,  
Grant,  
Holt,

Mr. Hunt,  
Hurlbut,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Millington,  
Murray,  
Newman,  
Purcell,  
Putnam,  
Riopelle,  
Rowlson,  
Seward,

Mr. Shaw,  
Sheldon,  
Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stockbridge,  
Swift,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,  
Wendell,  
White,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

75

NAYS.

0

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 155, entitled

A bill to amend sections 7, 87, 91, 92, 94, 160 and 213, of act No. 215, of the laws of 1859, entitled "An act to re-incorporate the city of Owosso," approved February 15, 1865,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Lee moved that the bill be laid on the table;

Which motion did not prevail.

On motion of Mr. Stewart,

The bill was recommitted to the committee on banks and incorporations.

Senate bill No. 200, entitled

A bill to amend section 23, of chapter 94, of the revised statutes of 1846, being section 3946 of compiled laws, relating to criminal proceedings before justices of the peace,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sheldon,
Avery,	Huston,	Shier,
Barnaby,	Hutchinson,	Sickels,
Baxter,	Ingersoll,	Smith,
Beall,	Jewell,	Stannard,
Blake,	F. G. Kendrick,	Stewart,
Bostwick,	L. Kendrick,	Stockbridge,
Boynton,	Kingaley,	Swift,
Brownell,	Klein,	Ternes,
Cameron,	Lane,	Thompson,
B. Clark,	Lee,	Vowles,
O. Clark,	Lovell,	Wagner,
Crane,	Mandigo,	Walker,
Davis,	Mason,	Walton,
Doty,	Mead,	Weier,
Eaton,	Miles,	Wendell,
Eck,	Murray,	White,
Elliott,	Newman,	Wilcox,
Fuller,	Purcell,	H. G. Williams,
Gifford,	Putnam,	J. A. Williams,

Goodrich,	Rowlson,	W. D. Williams,
Grant,	Seward,	Yawkey,
Holt,	Shaw,	Speaker,
Hunt,		70

NAYS.

Mr. R. V. Briggs,	Mr. McKernan,	Mr. Romeyn,
Dusseau,	Millington,	Snell,
McCowen,		7

Title agreed to.

Senate bill No. 175, entitled

A bill authorizing the Board of Control of the State Reform School to convey certain real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Shaw,
Avery,	Huston,	Sheldon,
Barnaby,	Hutchinson,	Sickels,
Baxter,	Ingersoll,	Smith,
Beall,	Jewell,	Snell,
Blake,	L. Kendrick,	Stannard,
Bostwick,	Kingsley,	Stewart,
Boynton,	Lane,	Stockbridge,
G. G. Briggs,	Lee,	Swift,
Cameron,	Lovell,	Thompson,
B. Clark,	Mandigo,	Vowles,
O. Clark,	Mason,	Wagner,
Crane,	McCowen,	Walker,
Crossman,	McKernan,	Walton,
Davis,	Mead,	Ward,
Doty,	Miles,	Weier,
Eck,	Miller,	Westover,
Fuller,	Millington,	H. G. Williams,
Gay,	Murray,	W. D. Williams,
Gifford,	Newman,	Yawkey,
Holt,	Seward,	Speaker,
		63

NAYS.

Mr. R. V. Briggs,	Mr. F. G. Kendrick,	Mr. Romeyn,
Dusseau,	Klein,	White,
Goodrich,	Purcell,	J. A. Williams,
Grant,	Riopelle,	11

Title agreed to.

On motion of Mr. Walker,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 9, entitled

Joint resolution for the relief of Henry Johr, John E. Kitton, John Canan and Francis Krouse,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Miles,

The joint resolution was laid on the table.

House bill No. 100, entitled

A bill to amend sections 66, 69, 72, 73, 76, 77, 78, 80, 81, 83, 88, 89, 90, 91, 93, 95, 96, 98, 99, 103, 106, 135, and to repeal sections 67, 70, 74, 75, 79, 82, 87, 94, 97, 100, 101, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 136, 137, 145, 154, of chapter 17, of compiled laws, the same being an act regulating the assessment and collection of taxes,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Millington moved to refer the bill to the committee on local taxation, with instructions to perfect and report the same to the House as soon as possible.

Mr. Ward moved to lay the bill on the table;

Which motion did not prevail.

Mr. Yawkey moved to amend by referring the bill to the committees on ways and means and judiciary, jointly;

Which motion did not prevail.

The motion to recommit to the committee on local taxation then prevailed.

House bill No. 299, entitled

A bill to provide for the construction of a ditch to drain Scott Lake, and the adjacent swamp lands in the county of Van Buren,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hartson,	Mr. Shaw,
Avery,	Hurlbut,	Sheldon,
Barnaby,	Huston,	Sickels,
Barter,	Hutchinson,	Snell,
Beall,	Ingersoll,	Stockbridge,
Boynton,	L. Kendrick,	Ternes,
R. V. Briggs,	F. G. Kendrick,	Thompson,
Brownell,	Kingsley,	Vowles,
Cameron,	Lane,	Ward,
B. Clark,	Lee,	Weier,
O. Clark,	Mason,	Wendell,
Crane,	McKernan,	Westover,
Crossman,	Mead,	Wilcox,
Doty,	Miles,	H. G. Williams,
Dusseau,	Newman,	W. D. Williams,
Fuller,	Purcell,	Yawkey,
Gay,	Riopelle,	Speaker,
Grant,	Seward,	

53

## NAYS.

Mr. Bostwick,	Mr. Jewell,	Mr. Smith,
G. G. Briggs,	Lovell,	Stannard,
Davis,	Mandigo,	Stewart,
Eck,	McCowen,	Swift,
Elliott,	Miller,	Wagner,
Gifford,	Millington,	Walker,
Holt,	Murray,	Walton,
Horton,	Putnam,	White,
Hunt,	Shier,	J. A. Williams,

27

Title agreed to.

On motion of Mr. Cameron,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill setting aside the action of the school inspectors of the townships of Arbela and Millington, in the county of Tuscola, in forming fractional school district number four, and reestablishing the old district,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Boynton,  
G. G. Briggs,  
R. V. Briggs,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Crossman,  
Doty,  
Dusseau,  
Eck,  
Elliott,  
Fuller,  
Gay,  
Goodrich,  
Grant,

Mr. Horton,  
Hunt,  
Huston,  
Hutchinson,  
Ingersoll,  
L. Kendrick,  
F. G. Kendrick,  
Kingaley,  
Klein,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
Mason,  
McCowan,  
McKernan,  
Mead,  
Miles,  
Millington,  
Newman,  
Putnam,  
Riopelle,

Mr. Shaw,  
Sheldon,  
Shier,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternea,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,  
Wendell,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
Yawkey,  
Speaker,

67

## NAYS.

Mr. White,

1

Mr. Huston moved to amend the title by striking out the word "four," and inserting the word "three" in lieu thereof;

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. R. V. Briggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 305, entitled



A bill to incorporate the village of Milford,

And to inform the House that the Senate has amended the same as follows:

1. By inserting the word "names" after the word "electors," in line 6, section 3, article 3; also, by striking out in line 12, same section, the words "or next succeeding;" also, by striking out in line 13, the word "which," and inserting in place thereof the word "whom;" also, by striking out in line 19, the word "note," and inserting in place thereof the word "write;"

2. By striking out in line 16, section 4, article 3, the word "knowingly;"

3. By striking out the word "who" in line 2, section 1, article 4;

4. By inserting after the word "liquors," in line 25, section 2, article 4, the words "to regulate or suppress billiard tables or bowling alleys;"

5. By striking out all of section 1, article 10, up to and including the word "for," in line 4, and inserting the following in place thereof:

"Sec. 1. The assessor shall possess the powers and discharge the duties prescribed;"

6. By striking out the word "honorably" in line 3, section 2, article 18, and inserting in place thereof the word "impartially;"

7. By striking out the words "provided that" in line 1, section 2, article 19;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Vowles moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hartson,	Mr. Shier,
Avery,	Horton,	Sickels,
Barnaby,	Hunt,	Smith,
Baxter,	Hurlbut,	Snell,
Beall,	Hutchinson,	Stannard,
Blake,	Ingersoll,	Stewart,
Bostwick,	Kingsley,	Stockbridge,
Boynton,	Klein,	Swift,
G. G. Briggs,	Lane,	Ternes,
R. V. Briggs,	Lee,	Thompson,
Brownell,	Lovell,	Vowles,
Cameron.	Mandigo,	Wagner,
B. Clark,	McCowen,	Walker,
O. Clark,	McKernan,	Walton,
Crane,	Miles,	Ward,
Crossman,	Miller,	Weier,
Davis,	Millington,	Wendell,
Doty,	Murray,	Westover,
Dusseau,	Newman,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Elliott,	Putnam,	J. A. Williams,
Fuller,	Riopelle,	W. D. Williams,
Gay,	Shaw,	Yawkey,
Goodrich,	Sheldon,	Speaker,
Grant,		

73

## NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

## MOTIONS AND RESOLUTIONS.

Mr. Huston moved to take from the table House bill No. 303, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a State ditch in Tuscola county;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Purcell,
Barnaby,	Horton,	Riopelle,
Baxter,	Hunt,	Sanford,
Beall,	Hurlbut,	Seward,
Boynton,	Huston,	Shaw,
G. G. Briggs,	Hutchinson,	Sheldon,
R. V. Briggs,	Ingersoll,	Sickels,
Brownell,	L. Kendrick,	Smith,
Cameron,	Kingalev,	Snell,
B. Clark,	Klein,	Stockbridge,
O. Clark,	Lane,	Swift,
Crane,	Lee,	Thompson,
Crossman,	Lovell,	Vowles,
Doty,	Mason,	Wagner,
Dussseau,	McCowen,	Ward,
Eaton,	McKernan,	Weier,
Eck,	Mead,	Wendell,
Elliott,	Miles,	Westover,
Fuller,	Miller,	H. G. Williams,
Gay,	Millington,	Yawkey,
Goodrich,	Newman,	Speaker,
Grant,		

64

## NAYS.

Mr. Blake,	Mr. Murray,	Mr. Walton,
Bostwick,	Shier,	White,
Davis,	Stewart,	J. A. Williams,
Jewell,	Walker,	

11

Title agreed to.

On motion of Mr. Crossman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Shier moved to take from the table House bill No. 101, entitled

A bill to amend sections 10 and 17, of act No. 163, of session laws of 1861, being an act relative to laying out, altering or discontinuing highways;

Which motion prevailed.

On motion of Mr. Shier,

The bill was placed on the order of third reading.

Mr. Miller moved to reconsider the vote by which the House refused to pass House bill No. 275, entitled

A bill appropriating State swamp land for the construction of a State road from Cheboygan river to old Mackinaw,

Which motion prevailed.

On motion of Mr. Miller,

The bill was laid on the table.

The committee on banks and incorporations, by unanimous consent, made the following report:

The committee on banks and incorporations, to whom was referred

A bill to rescind the powers of the corporation known as the Michigan Furniture company, and to provide for winding up its affairs in pursuance of article 1823 of the compiled laws;

Also, the articles of association of the said company;

Also, sundry petitions, remonstrances and affidavits of the stockholders of said company, in relation to the passage of said bill,

Respectfully report that for something over thirty days they have held the subject under consideration, believe they have examined it fully, and are of opinion as follows:

That this is a case of ignorance on one side against duplicity on the other. Four men, viz: Chas. Flach, Theodore Grinninger, William Tillman and Chas E. Sillsbee, of Detroit, Wayne county, formed a corporation under a general law of this State, entitled "an act to authorize the formation of corporations for mining, smelting or manufacturing iron, copper, mineral coal, silver, or other ores or minerals, and for other purposes," for the purpose of conducting the manufacture and sale of cabinet ware in the city of Detroit. This corporation had four directors—it could not well have more, as by the terms of the law referred to each officer must be a stockholder, and there were only four in the concern. In addition to the directors, this corporation had a president, a secretary, a treasurer and a superintendent—only eight offices to four individ-

uals—offices enough to satisfy the veritable Petroleum V. Nasby himself.

They commenced operations in this form, in January, 1868; the complainant at that time occupying the position of director and superintendent, on a salary of \$1,500 per annum; their affairs were not prosperous; they were unable to pay their liabilities promptly, and became involved in very many difficulties; thus they continued until about January, 1869, at which time, as it appears, they called a meeting of the directors on the state of affairs of the corporation, and the complainant, Theodore Grinninger, being a German, a working man, a practical cabinet maker, unlike any other member of the corporation, was voted the Jonah and thrown overboard, discharged, and forbidden to have anything to do with the affairs of such corporation. At this point, if they had bought the stock of said Grinninger, no one should have complained, but they done nothing of the kind, insisting that his investment of forty-five hundred dollars—which, by the way, is all the property or money he is worth—was a part of the permanent stock of the corporation, and that they had the right to hire and discharge employes at pleasure.

The object sought by the passage of this bill is to resolve the Michigan Furniture Corporation into a copartnership; this is necessary to the settlement of its affairs, because as a corporation they cannot be settled up by the courts, but as a copartnership they can go into chancery and have their affairs equitably adjusted. That is to say, by the passage of this bill we do not meddle or interfere with the rights of parties in this corporation; we would simply put them on the basis of a partnership, with all the rights of partners in its affairs.

Your committee are of opinion that it never should have been a corporation originally, but a partnership; that the law under which they were formed was not intended for the purposes for which they used it, but if correctly used, that the law itself provides the remedy, as section 25 of said act reads as follows:

"The Legislature may at any time for just cause, rescind the powers of any corporation created pursuant to the provisions of this act, and prescribe such mode as may be necessary or expedient for the settlement of its affairs. The Legislature may repeal, alter or amend this act."

Therefore your committee unanimously recommend that the House do pass this bill.

DAN'L L. CROSSMAN, *Acting Chairman.*

Report accepted and committee discharged.

Mr. Ward moved to lay the bill on the table;

Which motion did not prevail.

On motion of Mr. Klein,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shier,
Barnaby,	Hutchinson,	Sickels,
Baxter,	Ingersoll.	Smith,
Beall	Jewell,	Snell,
Blake,	L. Kendrick,	Stannard,
Bostwick,	Kingsley,	Stewart,
R. V. Briggs,	Klein,	Stockbridge,
Brownell,	Lane,	Swift,
Cameron,	Lee,	Ternes,
B. Clark,	Lovell,	Thompson,
O. Clark,	Mason,	Vowles,
Crane,	McCowan,	Wagner,
Crossman,	McKernan,	Walker,
Doty,	Miles,	Walton,
Dusseau,	Miller,	Weir,
Eaton,	Millington,	Wendell,
Eck,	Murray,	Westover,
Fuller,	Newman,	White,
Gay,	Purcell,	Wilcox,
Goodrich,	Putnam,	H. G. Williams,
Grant,	Riopelle,	J. A. Williams,
Harris,	Romeyn,	W. D. Williams,
Horton,	Seward,	Yawkey,

Hunt,  
Hurlbut,Shaw,  
Sheldon,

Speaker,

74

NAYS.

Mr. Ward,

1

Title agreed to.

On motion of Mr. Klein,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Mead moved to take from the table House bill No. 56, entitled

A bill to amend section 2871, of the compiled laws of this State;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Mead moved to amend by striking out after the word "laws," in line 2, of section 1, the words "be and is hereby amended so," and inserting in lieu thereof the words "relative to settlement of estates of deceased persons, be so amended;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
Boynton,  
G. G. Briggs,  
Brownell,  
B. Clark,  
O. Clark,  
Doty,  
Dusseau,  
Eaton,  
Fuller,  
Gay,

Mr. Hurlbut,  
Huston,  
Ingersoll,  
Jewell,  
L. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Newman,

Mr. Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Vowles,  
Walker,  
Walton,  
Ward,  
Weier,  
Wendell,  
Westover,  
Wilcox,

Goodrich,  
Grant,  
Hunt,

Purcell,  
Shaw,  
Sheldon,

H. G. Williams,  
W. D. Williams,  
Speaker, 57

# NAYS.

Mr. R. V. Briggs,  
Crane,  
Elliott,

Mr. Holt,  
Horton,  
Millington,

Mr. Riopelle,  
Romeyn,  
J. A. Williams,  
9

Mr. Mead moved to amend the title by adding thereto the following: "relative to settlement of estates of deceased persons;"

Which motion was agreed to.

The title, as amended, was agreed to.

Mr. Avery moved to take from the table House manuscript bill, entitled

A bill to lay out and establish a State road from the village of St. Louis, in the county of Gratiot, to the village of Newaygo, in Newaygo county, by the way of Knott Mall, in Montcalm county;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Avery moved to amend by striking out in line 2 of section 1, the words "Samuel Youngman," and inserting "E. H. Striker" in lieu thereof;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Ashley,  
Avery,  
Baxter,  
Beall,  
Bostwick,  
G. G. Briggs,  
R. V. Briggs,  
Cameron,  
B. Clark,  
O. Clark,

Mr. Hurlbut,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendriek,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,

Mr. Shaw,  
Sheldon,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Swift,  
Thompson,  
Vowles,



Crane,	McCowen,	Walker,	
Crossman,	McKernan,	Walton,	
Davis,	Mead,	Ward,	
Doty,	Miles,	Weier,	
Dusseau,	Miller,	Wendell,	
Eaton,	Millington,	Westover,	
Eck,	Murray,	White,	
Elliott,	Newman,	Wilcox,	
Fuller,	Purcell,	H. G. Williams,	
Goodrich,	Putnam,	W.D. Williams,	
Harris,	Riopelle,	Yawkey,	
Horton,	Romeyn,	Speaker,	
Hunt,	Seward,		68
	NAYS.		0

Title agreed to.

On motion of Mr. Avery,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Purcell moved to discharge the committee of the whole from the further consideration of House bill No. 355, entitled

A bill to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February 14, 1853;

Which motion did not prevail.

Mr. Romeyn moved to take from the table House bill No. 216, entitled

A bill making it the duty of county, city and township treasurers to report annually to the Auditor General the finances, debt and public property of their respective counties, cities and townships;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. L. Kendrick moved to amend, by adding a new section to the bill, to read as follows:

"Sec. 6. Every corporation of whatsoever kind, all men doing business in this State, whether public or private, shall also make a true statement of their respective indebtedness, and

also their credits, the same to be verified on oath, before some person authorized to administer oaths, and file the same with the township clerk of his town;"

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Blake,	Mr. Lee,	Mr. Stewart,
R. V. Briggs,	Mead,	Ternes,
Dusseau,	Miles,	Vowles,
Eaton,	Purcell,	Weier,
Gay,	Riopelle,	Wendell,
Harris,	Romeyn,	H. G. Williams,
F. G. Kendrick,	Sheldon,	W. D. Williams,
Klein,	Slayton,	23

## NAYS.

Mr. Ashley,	Mr. Holt,	Mr. Sanford,
Avery,	Hurlbut,	Seward,
Barnaby,	Huston,	Shaw,
Beall,	Hutchinson,	Sickels,
Bostwick,	Ingersoll,	Smith,
G. G. Briggs,	Jewell,	Snell,
Brownell,	L. Kendrick,	Stannard,
Cameron,	Kingsley,	Swift,
B. Clark,	Lane,	Thompson,
O. Clark,	Lovell,	Wagner,
Crane,	Mandigo,	Walker,
Davis,	Mason,	Walton,
Doty,	McCowen,	Ward,
Eck,	McKernan,	Westover,
Elliott,	Miller,	White,
Fuller,	Millington,	Wilcox,
Goodrich,	Murray,	J. A. Williams,
Grant,	Newman,	Yawkey,
Hartson,	Putnam,	Speaker, 57

Mr. Ingersoll moved to take from the table Senate joint resolution No. 10, entitled

Joint resolution making an appropriation of one thousand dollars, for engrossing a roll of honor on parchment, and for binding the same, for State Library, and the original for Adjutant General's office;

Which motion prevailed.

On motion of Mr. Ingersoll,

The joint resolution was recommitted to the committee on military affairs.

Mr. Fuller moved to reconsider the vote by which the House passed House bill No. 198, entitled

A bill to provide for the election of county superintendents of the poor in the counties of Ingham, Lapeer, St. Clair, Shiawassee, Huron and Sanilac;

Which motion did not prevail.

Mr. Riopelle moved to take from the table House bill No. 36, as amended, entitled

A bill to provide for the appointment of a stenographer for the circuit court for the county of Wayne, and for the recorder's, or municipal court of the city of Detroit;

Which motion did not prevail.

Mr. Miller moved to discharge the committee of the whole from the further consideration of House bill No. 358, entitled

A bill to establish and organize fractional school district No. 7, of the townships of Lenox and Chesterfield, in the county of Macomb;

Which motion did not prevail.

Mr. Huston moved to reconsider the vote by which the House refused to pass House bill No. 292, entitled

A bill to amend section 5, of chapter 158, of the revised statutes, being section 5860, of the compiled laws;

Which motion prevailed.

The question recurring on the passage of the bill,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,

Mr. Hurlbut,  
Huston,  
Ingersoll,  
Jewell,  
L. Kendrick,  
Kingsley,

Mr. Shaw,  
Sheldon,  
Shier,  
Smith,  
Snell,  
Stannard,

G. G. Briggs,	Klein,	Stewart,
Brownell,	Lane,	Swift,
Cameron,	Lovell,	Thompson,
B. Clark,	Mandigo,	Vowles,
O. Clark,	Mason,	Wagner,
Crane,	McCowen,	Walker,
Davis,	McKernan,	Walton,
Fuller,	Mead,	Ward,
Grant,	Miles,	Westover,
Hartson,	Miller,	H. G. Williams,
Holt,	Newman,	W. D. Williams,
Horton,	Norton,	Yawkey,
Hunt,	Putnam,	56

## NAYS.

Mr. Bostwick,	Mr. Hutchinson,	Mr. Ternes,
R. V. Briggs,	F. G. Kendrick,	Weier,
Eaton,	Millington,	Wendell,
Eck,	Murray,	White,
Elliott,	Purcell,	Wilcox,
Gay,	Romeyn,	J. A. Williams,
Harris,	Seward,	Speaker, 21

Mr. Mead moved to amend the title by adding thereto  
 "against chastity, morality and decency;"

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Ingersoll offered the following:

*Resolved*, (the Senate concurring,) That the Attorney General be and he is hereby instructed to require the prosecuting attorneys of the several counties of this State to institute suits against every publisher of a book or newspaper who has violated or may now be violating the provisions of section 5868 of the compiled laws, relative to obscene books or prints;

Laid on the table for one day, under the rules.

Mr. Wilcox moved to take from the table House bill No. 106, entitled

A bill to amend section 569 of the compiled laws, in reference to the bond of township treasurers;

Which motion prevailed.

On motion of Mr. Wilcox,

The bill was referred to the committee on the judiciary.

Mr. H. G. Williams moved to reconsider the vote by which the House refused to pass House bill No. 295, entitled

A bill to provide for laying out and establishing a swamp land State road from the village of Escanaba, in the county of Delta, running westerly on the most direct and eligible route, to a point at or near the southern terminus of the L'Anse Bay and State Line road, in the county of Marquette, and to appropriate swamp lands therefor;

Which motion prevailed.

On motion of Mr. H. G. Williams,

The bill was laid on the table.

Mr. Mason moved to reconsider the vote by which the House refused to pass Senate bill No. 135, being

A bill to provide for the purchase of books for the State Library;

Which motion prevailed.

On motion of Mr. Mason,

The bill was laid on the table.

Mr. R. V. Briggs moved to reconsider the vote by which the House refused to pass House bill No. 286, entitled

A bill to provide for laying out and establishing a State road from the township of Chesaning to the township of Spaulding, all in the county of Saginaw, and to appropriate swamp lands to aid in the construction of the same;

Which motion prevailed.

On motion of Mr. Yawkey,

The bill was laid on the table.

Mr. Ward offered the following:

*Resolved*, (the Senate concurring,) That the Attorney General be and is hereby instructed to take such action as will test the validity of the so-called charter or charters of the Detroit and Milwaukee R. R. Co., and to employ such assistance as he may deem necessary to prosecute such action; and if within a reasonable length of time proceedings are not commenced by the Attorney General, that the Board of State Auditors be and

the same are hereby empowered, to employ private counsel and proceed against said company;

Laid on the table for one day, under the rules.

Mr. Huston moved to take from the table House manuscript bill, entitled

A bill to amend section 1, act No. 420, session laws of 1867, so as to delocalize certain swamp land appropriations for the purpose of building State roads;

Which motion prevailed.

On motion of Mr. Huston,

The bill was recommitted to the committee on public lands.

MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return to the Senate:

Senate bill No. 101, entitled

A bill to amend section 1666 of the compiled laws, being section 8, of chapter 52, of the compiled laws, relative to the manufacture and sale of intoxicating drinks, as a beverage.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

By unanimous consent, the committee on State affairs, submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 101, entitled

A bill to amend section 1666 of the compiled laws, being section 8, of chapter 52, of the compiled laws, relative to the manufacture and sale of intoxicating drinks, as a beverage,

Respectfully report the same back to the House without action.

J. N. INGERSOLL, *Chairman.*

Report accepted.

On motion of Mr. Mead,

The Clerk was instructed to return the bill to the Senate.

Mr. Yawkey moved to discharge the committee of the whole from the further consideration of House bill No. 317, entitled

A bill to revise an act entitled "An act to incorporate the board of education of the city of East Saginaw," and the several acts amendatory thereto;

Which motion prevailed.

On motion of Mr. Yawkey,

The bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Yawkey moved to amend the bill as follows:

In line 4, section 1, after "approved," insert "March 14th, 1865." In line 13, section 1, strike out the words "nominated by the board of education." In line 7, section 2, strike out the word "each," and insert the word "such." In line 15, section 10, insert after the word "one" the words "and one-half." In line 12, section 14, correct the word "commending" to "commanding." In line 2, section 15, insert the word "the" before "duties." In line 14, section 17, change the word "wherein" to "whenever." In line 4, section 19, insert after the word "fraud," the words "or be a party or surety to any." In line 5, section 19, insert after the word "bargain" the words "made or authorized by said board," and in the same line strike out the word "other;"

Which were agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
R. V. Brigga,  
Brownell,

Mr. Harris,  
Hunt,  
Hurlbut,  
Huston,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,

Mr. Shier,  
Snell,  
Stannard,  
Stewart,  
Swift,  
Tarnes,  
Vowles,

Cameron,	Klein,	Wagner,
B. Clark,	Lane,	Walker,
O. Clark,	Lovell,	Walton,
Crane,	Mandigo,	Ward,
Doty,	McCowen,	Weier,
Dusseau,	Mead,	Wendell,
Eaton,	Miller,	White,
Eck,	Newman,	Wilcox,
Fuller,	Purcell,	W. D. Williams,
Gay,	Putnam,	Yawkey,
Goodrich,	Seward,	Speaker,
Grant,	Sheldon,	

56

NAYS.

0

Title agreed to.

On motion of Mr. Yawkey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Ingersoll asked unanimous consent to submit a report from the committee on State affairs;

Mr. Yawkey objected.

#### MESSAGE FROM THE SENATE

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 25, entitled

Joint resolution in relation to the claim of the State against E. H. Hazelton & Co.,

And to inform the House that the Senate has amended the same, by substituting the following for the resolution:

*Resolved by the Senate and House of Representatives of the State of Michigan, That the Board of State Auditors be and they are hereby authorized to examine the claim of the State against the said George M. Dewey, and the security held for the payment of the same, and if they shall deem it for the best interests of the State, may determine the amount of the principal due on said mortgage, after deducting the amounts received*



from collaterals, and may discharge the said Dewey from further liability as to the debt and the lands of said Dewey embraced in said mortgage, on his paying the balance of said principal so found to be due, or may give further time for the payment of the same, upon receiving satisfactory security for the payment of the same, at such time as may be agreed upon; or they are hereby authorized to accept of good farming or other lands in payment of the same: *Provided*, The said board shall have authority to appoint a commissioner to examine into the quality and value of any lands to be thus taken as security or in final payment, and report the same to the said board, whose service shall be paid for by the said Dewey: *And provided further*, That nothing herein contained shall be construed to authorize the discharge of the other parties to said mortgage, or the lands mortgaged by them.

The Senate has amended the first preamble by adding at the end thereof, the following:

“Which amount includes the accumulated interest on said collaterals;”

In the passage of which, as thus amended, the Senate has concurred, by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Yawkey moved that the House concur in the substitute adopted for the joint resolution by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Grant,	Mr. Seward,
Barnaby,	Harris,	Shaw,
Baxter,	Horton,	Sheldon,
Beall,	Hunt,	Shier,
Blake,	Huston,	Snell,
Bostwick,	Ingersoll,	Stewart,
G. G. Briggs,	L. Kendrick,	Swift,

R. V. Briggs,	F. G. Kendriek,	Vowles,
Brownell,	Kingsley,	Wagner,
Cameron,	Klein,	Walker,
B. Clark,	Lane,	Walton,
O. Clark,	Lovell,	Ward,
Crane,	Mandigo,	Weier,
Davis,	Mason,	Wendell,
Doty,	McCowen,	Westover,
Dusseau,	McKernan,	White,
Eaton,	Mead,	Wilcox,
Eck,	Miller,	H. G. Williams,
Elliott,	Millington,	J. A. Williams,
Fuller,	Newman,	W. D. Williams,
Gay,	Purcell,	Yawkey,
Goodrich,	Putnam,	Speaker, 66
	NAYS.	0

On motion of Mr. Yawkey,

The House concurred in the amendment made to the preamble of the resolution.

The joint resolution was then referred to the committee on engrossment and enrollment, for enrollment.

On motion of Mr. Klein,

The House took a recess until 7 o'clock this evening.

#### EVENING SESSION.

7 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

#### SPECIAL ORDER.

On motion of Mr. Huston,

The House went into committee of the whole, on the special order,

Mr. Blake in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 288, entitled

A bill to detach certain territory from the city of East Saginaw, and annex the same to the township of Spaulding, in the county of Saginaw;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

JOHN E. BLAKE, *Chairman.*

Report accepted and committee discharged.

Mr. Miles moved that the bill be placed upon its immediate passage;

Mr. Slayton demanded the yeas and nays;

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Riopelle,
Avery,	Horton,	Romeyn,
Barnaby,	Hunt,	Seward,
Baxter,	Huston,	Shaw,
Beall,	L. Kendrick,	Sheldon,
Blake,	F. G. Kendrick,	Slayton,
Bostwick,	Kingsley,	Snell,
Boynton,	Klein,	Stannard,
Brownell,	Lane,	Stewart,
Cameron,	Mandigo,	Stockbridge,
B. Clark,	McCowen,	Swift,
O. Clark,	McKernan,	Ternes,
Crane,	Mead,	Vowles,
Davis,	Miles,	Wagner,
Doty,	Millington,	Walker,
Duseau,	Murray,	Walton,
Eaton,	Newman,	Ward,
Eck,	Norton,	Weier,
Elliott,	Plimpton,	H. G. Williams,
Gay,	Purcell,	J. A. Williams,
Goodrich,	Putnam,	Speaker, 63

#### NAYS.

Mr. Mason,	Mr. Yawkey,	2
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The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Yawkey moved to amend by adding thereto a new section to stand as section three, and to read as follows:

"Sec. 3. This act shall not take effect or be in force until the town board of the township of Spaulding and the common council of the city of East Saginaw shall have made a fair and equitable settlement relating to the general indebtedness of the city of East Saginaw, and shall have paid into the treasury of the said city of East Saginaw a sum equal to the equitable sum of said city indebtedness, that shall attach to the portion so set off according to its assessed valuation in the year 1888, and the interest thereon;"

Which was not agreed to.

Mr. Millington demanded the previous question.

The demand was seconded, and the main question ordered;

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Seward,
Avery,	Hurlbut,	Shaw,
Barnaby,	Huston,	Sheldon,
Baxter,	L. Kendrick,	Shier,
Beall,	F. G. Kendrick,	Sickles,
Blake,	Kingsley,	Slayton,
Bostwick,	Klein,	Snell,
Boynton,	Lane,	Stannard,
Brownell,	Mandigo,	Stewart,
Cameron,	McCowen,	Stockbridge,
B. Clark,	McKernan,	Swift,
O. Clark,	Miles,	Ternes,
Crane,	Millington,	Vowles,
Davis,	Murray,	Wagner,
Doty,	Newman,	Walker,
Dusseau,	Plimpton,	Walton,
Eaton,	Purcell,	Ward,
Eck,	Putnam,	Weier,
Gay,	Riford,	H. G. Williams,
Goodrich,	Riopelle,	J. A. Williams,
Harris,	Romeyn,	Speaker
Horton,		

## NAYS.

Mr. G. G. Briggs,	Mr. Lovell,	Mr. Rowison,
Elliott,	Mason,	Sanford,
Grant,	Mead,	W. D. Williams,
Ingersoll,	Miller,	Yawkey,
Lee,	Norton,	14

Pending the announcement of the vote,

Mr. G. G. Briggs moved that Mr. Horton be excused from voting;

Which motion did not prevail.

Mr. Horton then voted as recorded above.

Mr. H. G. Williams moved that Mr. Westover be excused from voting;

Which motion prevailed.

Mr. Slayton moved to amend the title by inserting after the words "same to," the words "the village of South Saginaw, in;"

Which motion prevailed.

Mr. Lane moved to further amend the title by adding thereto, "and to constitute it a part of union school district No. 1, of the township of Spaulding;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Horton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Miles moved to reconsider the vote by which the bill was passed.

On motion of Mr. Huston,

The motion to reconsider was laid on the table.

On motion of Mr. Plimpton,

The House adjourned until to-morrow morning at 9 o'clock.

*Lansing, Thursday, March 25, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Weed.

Roll called: quorum present.

Absent without leave: Messrs. Hutchinson and Jewell.

Mr. Goodrich asked and obtained leave of absence for Mr. Hutchinson, for the day.

Mr. Crane asked and obtained leave of absence for Mr. Jewell, until Monday next.

PRESENTATION.

By Mr. Miles:

MR. SPEAKER: I arise to a privileged question. I am Mr. speaker deputized by the Honorable members of this House to present to Mr. N. B. Jones, our worthy and efficient Clerk, a beautiful watch and chain, as a slight testimonial of the high regard and esteem with which he is held by the members of this body, and for that purpose I now rise to the question of privilege.

MR. JONES: To fill the office of Clerk of the House of Representatives of the State of Michigan for even one session, is an honor sought by many, and won by few. To discharge the duties as you have done, with honor to the State and credit to yourself, for a period of over eight years is, I believe, without a parallel in the history of our growing State.

This testimonial of our respect is spontaneous from all the members of the House of Representatives, and is an assurance to you, that your constant and fatiguing labor, your courtesy, kindness and affability to all in the discharge of your duties, have been and are by us duly appreciated. We trust and hope that while it may remind you that time is swiftly passing, to you will be given length of days; and above all, that in all your relations in life, your portion shall be that of unalloyed happiness. We pray that it may prove an incentive of good to you during your journey through the pathway of this fleeting existence.

In a few days this body will adjourn. Its members in all human probability will never all meet again. Receive from us, then, sir, this token of our high regard for yourself, and as an evidence of our united friendship.

## RESPONSE.

GENTLEMEN OF THE HOUSE:—In accepting your valuable gift, I should be doing violence to my feelings did I not make some effort to respond to this substantial manifestation of your confidence and esteem. I acknowledge myself totally incompetent to express, in suitable language, the feelings that well up from my heart in answer to the peculiar manner you have chosen to make known to me, that my efforts to discharge the duties of this laborious position have met with your approval.

As Clerk of this House, I have endeavored simply to do all in my power to discharge the duties incumbent on me, as an officer, in such a manner that my work might prove acceptable and satisfactory, and so that I may have no regrets at the close of the session to mar the consciousness that I did what I could to facilitate the business of the session, and to render myself, in a small degree, worthy of the confidence you reposed in me when, by your votes, you committed this trust to my hands.

It is a pleasure, which words cannot adequately express, to him who seeks to do a duty as well as his abilities will permit, to receive the plaudit, that he has been faithful in the discharge of his duties, from those into whose service he has been called. This, I say, is a great pleasure; but when such expression is accompanied with such a substantial token as you have seen fit to add, he who is not lost to all the better sensibilities of human nature, and who has not a heart of stone, must feel a sensation that will so touch the better part that is within, as to leave an impress there that will last until summoned hence to that better world, where to merit and receive the same plaudit should be the object and actuating motive of our lives.

At the opening of this session we met here as strangers, but our associations in this hall from day to day have brought us

into such intimate relations that we have found the golden chain of friendship gradually drawing us closer and closer together, so that, as we shall part and go hence to our respective homes from this scene of action, at the close of our labors, we shall part as warm friends, and, I trust, ever remain such.

MY FRIENDS, as this time-piece shall mark the hour of 9 A. M., from day to day, it will bring to my mind the many times when I have stood up before you at that hour, and looked into your faces as we have assembled here in the discharge of our respective duties. I assure you that these faces are so minia-tured on my heart that the ravages and changes of time can never obliterate them. And oftentimes, while life lasts, I trust I may be able to see you, in my mind's eye, as I can see you now. And when the time shall come for us to depart to that land "from whose bourne no traveler returns," may it be our privilege to all meet face to face around the throne of the Author of our being, and Preserver of our lives, and receive, individually, from the Great Judge, whose servants we all are, the plaudit, "Well done, good and faithful servant."

I assure you, friends, you have touched a tender chord within my breast by your action this morning. I again most heartily thank you, and humbly trust I may never prove unworthy of your confidence and esteem, so generously expressed, and my hope is, that your handsome token may ever prove a monitor to prompt me to do honorably whatever is entrusted to my hands as well as my abilities will permit.

On motion of Mr. Ingersoll,

The presentation address and response were ordered printed in the journal.

#### REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred House bill No. 106, entitled

A bill to amend section 568 of the compiled laws, in reference to the bond of township treasurers,



Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

E. F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Wilcox,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Avery,	Mr. L. Kendrick,	Mr. Sheldon,
Baxter,	F. G. Kendrick,	Shier,
Blake,	Kingsley,	Sickels,
Boynnton,	Klein,	Slayton,
G. G. Briggs,	Lane,	Smith,
R. V. Briggs,	Lee,	Snell,
Brownell,	Lovell,	Stannard,
Cameron,	Mandigo,	Stewart,
B. Clark,	Mason,	Stockbridge,
O. Clark,	McCowen,	Ternes,
Crane,	McKernan,	Thompson,
Davis,	Miles,	Vowles,
Doty,	Millington,	Wagner,
Dusseau,	Murray,	Walker,
Eaton,	Newman,	Ward,
Eck,	Plimpton,	Wendell,
Elliott,	Putnam,	Westover,
Fuller,	Riopelle,	White,
Gay,	Romeyn,	Wilcox,
Gifford,	Rowlson,	H. G. Williams,
Goodrich,	Sanford,	W. D. Williams,
Horton,	Seward,	Yawkey,
Ingersoll,	Shaw,	Speaker, 69

#### NAYS.

Mr. Walton,	Mr. J. A. Williams,	2
Title agreed to.		

By the committee on State affairs:

The committee on State affairs, to whom was recommitted House bill No. 289, being

A bill to detach certain territory from the county of Saginaw and attach the same to the county of Bay;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to detach certain territory from the county of Saginaw and attach the same to the county of Bay,

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Westover,

The House concurred in the adoption of the substitute reported by the committee.

On motion of Mr. Dusseau,

The bill was placed on the order of third reading.

By the committee on drainage:

The committee on drainage, to whom was referred Senate manuscript bill, entitled

A bill to authorize the appointment of a drain commissioner in and for the county of Ionia, for a special purpose,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELLERY A. BROWNELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Smith,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was recommitted Senate manuscript bill, entitled

A bill to authorize the trustees of the First Methodist Episcopal church and society of Franklin, Lenawee county, to sell and convey their church property,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES ASHLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The bill was placed on the order of third reading.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill to authorize the first Methodist Episcopal church of Hastings, Barry county, to convey certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES ASHLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Grant,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill and memorial to legalize the action of the trustees of the Baptist church in the village of Greenville, Montcalm county, conveying certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JAMES ASHLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Avery,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the formation of corporations for the purpose of improving the navigation of rivers,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shaw,

The House concurred in the amendments made to the bill by them.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 174, entitled

A bill to incorporate the village of Chelsea;

Also; the petition of the officers of said village, asking for a revision of the present charter, dated February 20, 1869;

Also: the remonstrance of the officers of said village, dated March, 1869, against the re-incorporation of said village;

Also: two remonstrances of Daniel Bale, A. Congdon and 70 others, against any alteration of the present charter of said village;

Also: proceedings of a citizens' meeting, in Chelsea, held March 22, 1869, certified to by Aaron Durand, chairman, and Orrin Thatcher, secretary, asking for the passage of this bill,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. O. Clark,

The House concurred in the amendments made to the bill by the committee.

The petitions, remonstrances and other papers were laid on the table.

On motion of Mr. O. Clark,

The rules were suspended, and the bill was placed on its final passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Holt,	Mr. Shaw,
Baxter,	Hunt,	Sheldon,
Beall,	Ingersoll,	Shier,
Blake,	L. Kendrick,	Sickels,
Boswick,	F. G. Kendrick,	Slayton,
Boynton,	Kingsley,	Smith,
G. G. Briggs,	Klein,	Snell,
R. V. Briggs,	Lane,	Stannard,
Brownell,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	Mandigo,	Swift,
O. Clark,	Mason,	Vowles,
Crane,	McCowen,	Wagner,

Davis,	Miller,	Walker,	
Doty,	Millington,	Walton,	
Dussseau,	Murray,	Weier,	
Eaton,	Newman,	Wendell,	
Eck,	Norton,	Westover,	
Elliott,	Plimpton,	White,	
Fuller,	Putnam,	Wilcox,	
Gay,	Riopelle,	H. G. Williams,	
Goodrich,	Romeyn,	W. D. Williams,	
Grant,	Rowlson,	Yawkey,	
Harris,	Sanford,	Speaker,	74
Hartson,	Seward,		
	NAYS.		0

Mr. O. Clark moved to amend the title by striking out the word "incorporate," and inserting in lieu thereof "revise the charter of;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. O. Clark,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to revise the charter of the city of Lansing,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Miles,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Sanford,

The rules were suspended, and the bill was placed on its final passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Holt,	Mr. Sickels,
Barnaby,	Horton,	Slayton,
Baxter,	Hunt,	Smith,
Blake,	Hurlbut,	Snell,
Bostwick,	Ingersoll,	Stannard,
G. G. Briggs,	L. Kendrick,	Stewart,
R. V. Briggs,	F. G. Kendrick,	Stockbridge,
Cameron,	Lane,	Swift,
B. Clark,	Lee,	Thompson,
O. Clark,	Lovell,	Vowles,
Crane,	McCowen,	Wagner,
Davis,	Miles,	Walker,
Doty,	Miller,	Walton,
Dusseau,	Millington,	Weier,
Eaton,	Murray,	Westover,
Eck,	Newman,	White,
Elliott,	Norton,	Wilcox,
Fuller,	Putnam,	H. G. Williams,
Gay,	Romeyn,	J. A. Williams,
Goodrich,	Sanford,	W. D. Williams,
Grant,	Sheldon,	Yawkey,
Harris,	Shier,	Speaker,
Hartson,		

67

## NAYS.

0

Title agreed to.

On motion of Mr. Sanford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was referred

A bill to amend chapter 68, of title 17, of the compiled laws, being an act concerning churches and religious societies, establishing uniform rules for the acquisition, tenure, control and disposition of property conveyed or dedicated for religious pur-

poses, and to repeal chapter 52 of the revised statutes, approved February 13, 1855,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

JAS. ASHLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Smith,

The bill was laid on the table.

By the committee on State Prison:

The committee on State Prison, to whom was referred the following resolution, adopted by the House February 17:

*Resolved*, That when the committee of this House, appointed for that purpose, shall visit the State Prison, they be instructed to inquire into, and report to this House at as early a day as practicable, the kind, extent and number of punishments that have been inflicted upon the persons confined in said prison for the two years last past, and the result and effect of such punishment, as near as may be,

Have discharged that duty as near as may be, and report as follows:

The following table shows the number and kind of punishments for the years commencing December 1, 1866, and December 1, 1867:



1867.	December.	January.	February.	March,	April.	May.	June.	July.	August.	September.	October.	November.	Total.
Whip,.....	2	2	13	4	3	3	10	4	9	2	2	59	
Paddle,.....							2	3			1	6	
Dark cell, on bread and water,.....						2	5	1	1		1	13	
Own cell, on bread and water,.....						1	1					2	
Chained to floor,.....						1						1	
Iron clog,.....										1		1	
Back,.....										1		1	
Whole No. of convicts for the year, 756.												80	
1868.													
Whip, .....	3	1	5	5	1	1	3	3	3		4	29	
Paddle,.....		1	7	1	3	3	9	1	2	2	4	34	
Dark cell, on bread and water,.....		5	3	5	2	3	6	7	4	7	5	48	
Own cell, on bread and water,.....		2							4			6	
Whole No. of convicts for the year, 773.												117	

F. B. STOCKBRIDGE, *Chairman.*

Report accepted and committee discharged.

By the committee on State Prison:

The committee on State Prison, to whom was referred

A bill to regulate the discipline of the State Prison, at Jackson, as applied to persons confined therein,

And a petition in favor of the same,

Respectfully submit the following report:

It seems to them that the first question to be settled is, whether a convict shall be punished at all for an offense committed while in prison. Included in the meaning of the term offense, would be attempts to escape, assaults upon a keeper, or upon each other, mutiny, insurrection, or any breach of the rules and regulations of the prison. In considering the question of punishments, we ought to take into consideration, in

the very outset, that we have a very unsafe and insecure prison. The walls on the east side are not more than seventeen feet high, with shops and buildings running within sixteen feet of said walls, with long plank, timbers and ladders where convicts can have access to them. There are other points of insecurity equally apparent. Compare these walls with the walls of the prisons at Joliet, Auburn or Charlestown—from twenty-five to thirty feet in height—so high that no convict has ever attempted to escape over them; and it will be seen that more than ordinarily stringent measures are necessary to keep convicts there. A very large proportion of all the punishments, with the whip, within the last two years, were for attempts to escape—not less than two-thirds of the whole.

Shall, then, punishment of any kind be inflicted? We have there six hundred and thirty convicts, many of them hardened villains, having no respect for law or the rights of others, sent there for the punishment of crime, working on the congregate plan, and assembled together in the dining-room and shops, where they have all the weapons necessary to vanquish the few keepers in a moment. What then is to restrain them from violence or attempts to escape? There are twenty-four convicts sent for murder—first degree—who are at work in the shops. What is to restrain them? We think that, upon looking the ground over and giving the matter any serious thought, every man will come to the conclusion that some punishment for disobeying the rules and regulations of the prison will seem to be necessary. What then shall it be? Shall we resort to any corporeal punishment? The first section of this bill would seem to negative that question. The Illinois, Ohio and New York prisons have abolished the lash, and substituted the shower-bath, the iron yoke, (a heavy iron sitting across the shoulder, to which the arms are extended at full length and pinioned,) the iron cap, bucking and gaging, and various other methods of torture, all more cruel than the whip—because you cannot temper the punishment to the convict. What then shall the punishment be? Shut him up in his own cell? Precisely what

the convict wants, perhaps. He may be tired of work, and to shut him up for a few days, or a week perhaps, would give him just the variety he would like; besides he might be a valuable man on a contract, doing some kind of work wherein the work of many others might depend on his work. How easy, then, to annoy the contractor, and throw the whole shop out of gear, by his being shut up in his cell for a week at a time, every now and then.

Shall he be shut up in the dark cell, without light or air? and if so, how long shall he be kept there? Till he submits? This may take from one to ten or more days, and, in our opinion, is a very severe punishment indeed. It has been tried thoroughly the past few years, and has been very generally discarded. Most prison wardens who have given the matter attention agree that it inflicts serious and lasting damage upon the convict. Upon this point I copy from the report of the physician of the Missouri penitentiary for the past year. "I regret to say there remains one other mode of punishment, much in vogue in this and other penitentiaries, against which more potent objections should be urged than those urged against the lash. I refer to the practise of punishment by solitary confinement in the 'dark cell.' My objection is founded in the very nature of those convictions essential to healthy physical being and mental vigor—pure air and light. Deprived of these, animal and vegetable life would soon become extinct. I think it not only falls short of compelling obedience, but if protracted for several days, or even hours, will not only endanger life, but render the subject incapable of appreciating the object had in view. In fact, such a system of punishment endangers not only the life but likewise the mental sanity of every one so treated."

We quote from Inspector's report, 1856:

Speaking upon the subject it says: "It will be readily perceived that *moral* suasion will have very little influence with a large proportion of the convicts, and that nothing but the fear of physical punishment, in some form, will make them

obey and labor faithfully. The ball and chain, confinement in a dark cell, being limited in diet to bread and water, or being subjected to the loss of a supper, are all physical punishment, as much as flogging. They all operate upon the mind and will, through the pain and suffering of the body; but as men are differently constituted, the same modes of punishment do not operate equally upon all, and hence the necessity of resorting to a variety of punishments, in order to compel obedience, and maintain a proper discipline. The same course of reasoning which condemns flogging in any and all cases, when carried out, will condemn any and all kinds of physical punishment, and leave nothing but moral suasion, and end in the total relaxation of all discipline. Moral suasion will generally operate upon men when they know that legal suasion, the law of force, and the infliction of pain and suffering lie behind it."

In Massachusetts they have a law by which a convict, for a misdemeanor committed while in prison, may be tried and convicted and sentenced over again, the prison authorities, in the meantime, retaining the custody of the convict; and we are of the opinion that such a law would be of advantage in this State.

We are fully of the opinion that no mode of punishment could be devised against which well-grounded objections might not be raised. The shower-bath, as noticed in this bill, in section 2, have never been in use in our prison.

Your committee are, therefore, led to the conclusion that the passage of said bill would be against the best interests of the prison, and have, therefore, directed me to report the same back to the House, recommending that the same do not pass, and ask to be discharged from the further consideration of the subject.

F. B. STOCKBRIDGE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. G. G. Briggs,

The bill was laid on the table.

Mr. Slayton moved to reconsider the vote by which the bill was laid on the table.

Mr. Sanford moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

The question recurring on the motion to lay the bill on the table,

The motion did not prevail.

Mr. Slayton moved to refer the bill to the committee on the judiciary, with instructions to report a substitute therefor requiring all corporeal punishments on prisoners in the State prison to be inflicted in the presence and with the consent of the prison physician.

Mr. Sanford moved to amend by making the reference of the bill to the committee on State prison;

Which motion prevailed.

Mr. Smith called for a division of the question that the question might be first taken on the instructions.

The question being upon instructing the committee, as proposed in the motion of Mr. Slayton,

The motion prevailed.

The motion to recommit the bill to the committee on the State prison then prevailed.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March, 23, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 70, entitled

A bill to provide for the payment of the salaries of the State officers for the years 1869 and 1870.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return to the Senate Senate bill No. 70, entitled

A bill to provide for the payment of the salaries of the State officers for the years eighteen hundred and sixty-nine and eighteen hundred and seventy.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

On motion of Mr. Baxter,

The Clerk was instructed to return the bill to the Senate.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 23, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 64, entitled

A bill to provide for free schools, and to amend sections 2264, 2267, 2272, 2275, 2301, 2323, 2350 and 2384, of the compiled laws, being sections 21, 24, 29, 32, 58, 80 and 107, of chapter 78, of the revised statutes of 1846, and section 1 of an act entitled an act to amend the revised statutes, relative to the support of primary schools and the custody of the township libraries, approved April 2, 1850, and to repeal sections 2276, 2277, 2278, 2283, 2285, 2286, 2287, 2288, 2289, 2290 and 2381, of the compiled laws.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 24, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to request the House to return to the Senate Senate bill No. 64, entitled

A bill to provide for free schools, and to amend sections 2264, 2267, 2272, 2275, 2301, 2323, 2350 and 2384, of the compiled laws, being sections 21, 24, 29, 32, 58, 80 and 107, of chapter 78, of the revised statutes of 1846, and section 1 of an act entitled an act to amend the revised statutes, relative to the support of primary schools and the custody of the township libraries, approved April 2, 1850, and to repeal sections 2276, 2277, 2278, 2283, 2285, 2286, 2287, 2288, 2289, 2290 and 2381, of the compiled laws.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

On motion of Mr. Baxter,

The Clerk was instructed to return the bill to the Senate.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 24, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following joint resolution:

Senate joint resolution No. 21, entitled

Joint resolution authorizing the board of control of St. Mary's Falls Ship Canal to transfer said canal to the United States;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and referred to the committee on federal relations.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 189, entitled

A bill to provide for the incorporation of savings associations;

2. Senate bill No. 207, entitled

A bill to provide for the laying out, establishing and construction of a State road in the counties of Gratiot and Saginaw;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 229, entitled

A bill to amend act No. 350, of the session laws of 1865, entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, by adding two sections, to stand as sections 10 and 11 of said act;



And to inform the House that the Senate has amended the same by striking out in line 7, section 10, before the word "mile," the word "half;" also, by adding at the end of section 10, the following: "and it shall subject any boat-owner or captain of any vessel to a fine of not exceeding fifty dollars, who shall willfully run into or molest any pound net, trap or other stationary nets or fixtures, set in the lakes for fishing purposes;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. G. G. Briggs moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Seward,
Avery,	Hunt,	Shaw,
Baxter,	Hurlbut,	Sheldon,
Beall,	Ingersoll,	Shier,
Blake,	F. G. Kendrick,	Slayton,
Bostwick,	Kingsley,	Smith,
Boynton,	Klein,	Snell,
G. G. Briggs,	Lane,	Stannard,
R. V. Briggs,	Lee,	Stewart,
Brownell,	Lovell,	Swift,
Cameron,	Mandigo,	Thompson,
B. Clark,	McCowen,	Vowles,
O. Clark,	Miles,	Walker,
Crane,	Miller,	Walton,
Davis,	Millington,	Weier,
Eaton,	Murray,	Wendell,
Elliott,	Newman,	Westover,
Fuller,	Plimpton,	Wilcox,
Gay,	Purcell,	J. A. Williams,
Grant,	Putnam,	W. D. Williams,
Harris,	Riopelle,	Speaker,
Hartson,	Romeyn,	

## NAYS.

Mr. Sickels,

1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 201, entitled

A bill to amend section four, of act number thirty-five, of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," approved March 5, 1867;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 280, entitled

A bill appropriating certain non-resident tax to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county;

And to inform the House that the Senate has amended the same by striking out all of section 2, after the word "same," in line 4;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Walker moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hunt,	Mr. Sheldon,
Barnaby,	Hurlbut,	Shier,
Baxter,	Ingersoll,	Sickels,
Blake,	L. Kendrick,	Slayton,
Bostwick,	F. G. Kendrick,	Smith,
Boynnton,	Klein,	Snell,
R. V. Briggs,	Lane,	Stannard,
Brownell,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	McCowen,	Swift,
O. Clark,	Millington,	Thompson,
Crane,	Murray,	Vowles,
Davis,	Newman,	Walker,
Doty,	Norton,	Walton,
Eck,	Plimpton,	Weier,
Elliott,	Purcell,	Wendell,
Fuller,	Riopelle,	White,
Gay,	Romeyn,	Wilcox,
Grant,	Seward,	W. D. Williams,
Harris,	Shaw,	Speaker, 60

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

## NAYS.

Mr. Sickels,

1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 201, entitled

A bill to amend section four, of act number thirty-five, of the session laws of 1867, entitled "An act to provide for the formation of street railway companies," approved March 5, 1867;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 280, entitled

A bill appropriating certain non-resident tax to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county;

And to inform the House that the Senate has amended the same by striking out all of section 2, after the word "same," in line 4;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Walker moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hunt,	Mr. Sheldon,
Barnaby,	Hurlbut,	Shier,
Baxter,	Ingersoll,	Sickels,
Blake,	L. Kendrick,	Slayton,
Bostwick,	F. G. Kendrick,	Smith,
Boydton,	Klein,	Snell,
R. V. Briggs,	Lane,	Stannard,
Brownell,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	McCowen,	Swift,
O. Clark,	Millington,	Thompson,
Crane,	Murray,	Vowles,
Davis,	Newman,	Walker,
Doty,	Norton,	Walton,
Eck,	Plimpton,	Weier,
Elliott,	Purcell,	Wendell,
Fuller,	Riopelle,	White,
Gay,	Romeyn,	Wilcox,
Grant,	Seward,	W. D. Williams,
Harris,	Shaw,	Speaker, 60

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 24, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 204, entitled

A bill to authorize the township of Watervliet to refund certain moneys advanced by George Parsons, in paying bounties, and to levy a tax therefor;

And to inform the House that the Senate has amended the same by adding to section 2, the following proviso: "*Provided, That no money shall be levied and assessed as herein provided, unless authorized by a vote of the qualified electors of said township, at the annual or any special township meeting held therein for that purpose;*"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Plimpton moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Hunt,	Mr. Seward
Barnaby,	Hurlbut,	Shaw,
Blake,	Huston,	Sheldon,
Bostwick,	Ingersoll,	Shier,
Boynton,	L. Kendrick,	Sickels,
G. G. Briggs,	F. G. Kendrick,	Smith,
R. V. Briggs,	Kingsley,	Snell,
Cameron,	Klein,	Stannard,
B. Clark,	Lane,	Stewart,
O. Clark,	Lee,	Stockbridge,
Crane,	Lovell,	Swift,
Davis,	McCowan,	Vowles,
Doty,	Miller,	Wagner,
Eaton,	Millington,	Walker,
Eck,	Murray,	Walton,
Elliott,	Newman,	Wendell,
Fuller,	Norton,	Westover,
Gay,	Plimpton,	White,
Gifford,	Purcell,	Wilcox,

Grant,  
Harris,  
Horton,

Putnam,  
Riopelle,  
Romeyn,  
NAYS.

J. A. Williams,  
W. D. Williams,  
Speaker, 66

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 24, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 101, entitled

A bill to amend section 1666 of the compiled laws, being section 8, of chapter 52, of the compiled laws, relative to the manufacture and sale of intoxicating drinks as a beverage;

2. Senate bill No. 209, entitled

A bill to revise and consolidate the several acts relating to the support and maintenance of poor persons;

3. Senate bill No. 211, entitled

A bill to amend sections 100, 102, 103, 105 and 106, of the revised statutes of 1846, being sections 448, 450, 451, 453 and 454, of the compiled laws, relating to the duties and compensation of county surveyors, and to repeal act No. 260, of session laws of 1861, entitled "An act to amend chapter 10, of the compiled laws, in relation to certain duties and compensation of county surveyors," approved March 16, 1861, and to repeal act No. 108, of session laws of 1867, entitled "An act to amend section 106, of chapter 10, being section 454 of the compiled laws, touching the compensation of county surveyors," approved March 26, 1867;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were read a first and second time by its title, and referred to the committee on State affairs.

### THIRD READING OF BILLS.

House bill No. 101, entitled

A bill to amend sections 10 and 17, of act No. 163, of session laws of 1861, being an act relative to laying out, altering or discontinuing highways;

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Ingersoll,

The bill was recommitted to the committee on roads and bridges.

House manuscript bill, entitled

A bill to detach certain territory from the county of Saginaw and attach the same to the county of Bay,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley,	Mr. Gay,	Mr. Shaw,
Avery,	Gifford,	Sheldon,
Baxter,	Grant,	Sickels,
Beall,	Hunt,	Slayton,
Blake,	Hurlbut,	Snell,
Bostwick,	F. G. Kendrick,	Stewart,
Boynton,	Kingale,	Swift,
Brownell,	Lee,	Vowles,
Cameron,	McCowen,	Wagner,
B. Clark,	McKernan,	Walker,
O. Clark,	Miles,	Walton,
Crane,	Millington,	Weier,
Davis,	Murray,	Westover,
Doty,	Newman,	Wilcox,
Eck,	Putnam,	H. G. Williams,
Elliott,	Rowlson,	J. A. Williams,
Fuller,	Seward,	W. D. Williams,

51

### NAYS.

Mr. G. G. Briggs,	Mr. Mead,	Mr. Smith,
R. V. Briggs,	Miller,	Stannard,
Eaton,	Norton,	Stockbridge,



Harris,  
Horton,  
Ingersoll,  
Klein,  
Lane,  
Lovell,

Plimpton,  
Purcell,  
Riopelle,  
Romeyn,  
Sanford,

Thompson,  
Ward,  
Wendell,  
Yawkey,  
Speaker,

25

Pending the announcement of the vote,

Mr. H. G. Williams moved that Mr. Barnaby be excused from voting;

Which motion prevailed.

Mr. G. G. Briggs moved that Mr. Huston be excused from voting;

Which motion prevailed.

Mr. Plimpton moved that Mr. Thompson be excused from voting;

Which motion did not prevail.

Mr. Thompson then voted as recorded above.

The title was agreed to.

On motion of Mr. Westover,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to authorize the appointment of a drain commissioner, in and for the county of Ionia, for a special purpose,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Ashley,  
Avery,  
Baxter,  
Bostwick,  
Boytton,  
G. G. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,

Mr. Hunt,  
Hurlbut,  
Ingersoll,  
L. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
McCowen,  
McKernan,  
Mead,  
Millington,  
Murray,

Mr. Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,

Eaton,  
Eck,  
Elliott,  
Fuller,  
Gay,  
Grant,  
Harris,  
Horton,

Norton,  
Plimpton,  
Putnam,  
Romeyn,  
Seward,  
Sheldon,  
Sickels,

Wendell,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

61

NAYS.

0

Title agreed to.

On motion of Mr. Smith,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to authorize the trustees of the First Methodist Episcopal Church and Society of Franklin, Lenawee county, to sell and convey their church property,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Bostwick,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Eaton,  
Eck,  
Elliott,  
Fuller,  
Gay,  
Grant,

Mr. Holt,  
Horton,  
Hurlbut,  
Ingersoll,  
L. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Millington,  
Murray,  
Newman,  
Purcell,  
Romeyn,  
Seward,

Mr. Shaw,  
Sheldon,  
Sickels,  
Slayton,  
Snell,  
Stannard,  
Stockbridge,  
Swift,  
Thompson,  
Wagner,  
Walker,  
Walton,  
Wendell,  
Westover,  
H. G. Williams,  
J. A. Williams,  
Yawkey,  
Speaker,

56

NAYS.

Mr. G. G. Briggs,  
Harris,

Mr. Putnam,  
Rowlson,

Mr. Ternes,  
Ward,

F. G. Kendrick, Plimpton,	Sanford, Stewart,	W. D. Williams, 11
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Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to legalize the action of the trustees of the Baptist society, in the village of Greenville, Montcalm county, in conveying certain real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery, Barnaby, Baxter, Bostwick, Boynton, R. V. Briggs, Brownell, B. Clark, O. Clark, Crane, Davis, Doty, Eaton, Eck, Elliott, Fuller, Gay, Grant, Harris,	Mr. Hurlbut, Ingersoll, L. Kendrick, F. G. Kendrick, Kingsley, Klein, Lane, Lee, Lovell, Mason, McCowen, Miles, Millington, Murray, Newman, Purcell, Seward, Shaw,	Mr. Sheldon, Shier, Sickels, Slayton, Smith, Stannard, Stewart, Stockbridge, Swift, Thompson, Wagner, Walker, Walton, Westover, Wilcox, W. D. Williams, Yawkey, Speaker,
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55

NAYS.

Mr. Romeyn,	1
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Title agreed to.

On motion of Mr. Avery,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to authorize the trustees of the First Methodist Epis-

copal church of Hastings, Barry county, to convey certain real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
Boynton,  
R. V. Briggs,  
Brownell,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Eaton,  
Elliott,  
Fuller,  
Gay,  
Grant,  
Harris,  
Hartson,  
Holt,

Mr. Hurlbut,  
Ingersoll,  
L. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
McCowan,  
McKernan,  
Miles,  
Millington,  
Murray,  
Newman,  
Purcell,  
Rowison,  
Seward,  
Shaw,  
Sheldon,  
Shier,

Mr. Sickels,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Wendell,  
Westover,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
Yawkey,  
Speaker,

61

## NAYS.

Mr. Huston,  
Plimpton,

Mr. Romeyn,  
Sanford,

Mr. W. D. Williams,  
5

Title agreed to.

On motion of Mr. Grant,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MOTIONS AND RESOLUTIONS.

Mr. Ingersoll moved to take from the table the following resolution:

*Resolved*, That, in the opinion of this House, the several points made by the committee to investigate the affairs of the Detroit and Milwaukee Railroad Company have been fully sustained by the testimony brought before the committee, and that said

testimony, with the report of the committee, be entered on the journal of this House, and printed for the information of the citizens of this State;

Which motion prevailed.

Mr. Ingersoll moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave:

Messrs. Blake, Boynton, Bostwick, Crossman, Doty, Duaneau, Gifford, Goodrich, Hunt, F. G. Kendrick, Riopelle, Ward, Weier and White.

On motion of Mr. Plimpton,

The Sergeant-at-Arms was despatched after the absentees.

The Sergeant-at-arms announced Mr. Cameron at the bar of the House.

On motion of Mr. G. G. Briggs,

Mr. Cameron was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-arms announced Mr. Bostwick at the bar of the House.

On motion of Mr. B. Clark,

Mr. Bostwick was admitted within the bar, rendered an excuse, and took his seat.

Mr. Miles moved that all further proceedings under the call be dispensed with;

Which motion did not prevail.

Mr. Plimpton asked and obtained leave of absence for Mr. Crossman, for the day.

The Sergeant-at-Arms announced Mr. Doty at the bar of the House.

On motion of Mr. Brownell,

Mr. Doty was admitted within the bar, rendered an excuse, and took his seat.

Mr. Fuller moved that all further proceedings under the call be dispensed with;

Which motion did not prevail.

The Sergeant-at-Arms announced Mr. Weier at the bar of the House.

On motion of Mr. Barnaby,

Mr. Weier was admitted within the bar, rendered an excuse, and took his seat.

M. Swift moved that all further proceedings under the call be dispensed with;

Which motion did not prevail.

The Sergeant-at-Arms announced Mr. Gifford at the bar of the House.

On motion of Mr. Grant,

M. Gifford was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Riopelle at the bar of the House.

On motion of Mr. Baxter,

Mr. Riopelle was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Miles,

All further proceedings under the call were dispensed with.

Mr. W. D. Williams moved that the resolution be laid on the table;

Which motion did not prevail.

Mr. Ward offered the following as a substitute for the resolution:

*Resolved*, That the Attorney General be and is hereby instructed to take such action as will test the validity of the so-called charter or charters of the Detroit and Milwaukee R. R. Co., and to employ such assistance as he may deem necessary to prosecute such action; and if within a reasonable length of time proceedings are not commenced by the Attorney General, that the Board of State Auditors be and the same are hereby

empowered to employ private counsel and proceed against said company.

Mr. Horton moved to amend the substitute by striking out all after the word "action," in the fifth line;

Which motion prevailed.

Mr. Sanford moved that the House take a recess until 2 o'clock this afternoon;

Which motion did not prevail.

Mr. Miles demanded the previous question.

The demand was seconded, and the main question ordered.

The question being upon the adoption of the substitute as amended,

Mr. Ward demanded the yeas and nays.

The demand was seconded, and the substitute was not adopted, by yeas and nays, as follows:

#### YEAS.

Mr. Bostwick,	Mr. Harris,	Mr. Shier,
B. Clark,	Horton,	Smith,
Crossman,	Mason,	Snell,
Doty,	McCowan,	Wagner,
Elliott,	McKernan,	Ward,
Gifford,	Rowson,	Weier,
Goodrich,	Sanford,	J. A. Williams,
Grant,	Sheldon,	W. D. Williams,

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#### NAYS.

Mr. Ashley,	Mr. Kingsley,	Mr. Sickels,
Baxter,	Klein,	Slayton,
Blake,	Lane,	Stewart,
G. G. Briggs,	Lee,	Stockbridge,
R. V. Briggs,	Lovell,	Swift,
Brownell,	Mead,	Ternes,
Cameron,	Miles,	Thompson,
Davis,	Miller,	Vowles,
Eaton,	Murray,	Walker,
Fuller,	Plimpton,	Walton,
Gay,	Purcell,	Westover,
Holt,	Putnam,	Wilcox,
Ingersoll,	Riopelle,	H. G. Williams,
L. Kendrick,	Romeyn,	Speaker,
F. G. Kendrick,	Seward,	

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Pending the announcement of the vote,

Mr. Mason moved that Mr. O. Clark be excused from voting;  
Which motion prevailed.

The question recurring upon the adoption of the original resolution,

Mr. W. D. Williams demanded the yeas and nays.

The demand was seconded, and the resolution was adopted,  
by yeas and nays, as follows:

#### YEAS.

Mr. Baxter,	Mr. L. Kendrick,	Mr. Romeyn,
Blake,	F. G. Kendrick	Seward,
G. G. Briggs,	Kingsley,	Sickels,
R. V. Briggs,	Klein,	Snell,
Brownell,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
O. Clark,	Mead,	Swift,
Eaton,	Miles,	Thompson,
Fuller,	Miller,	Walker,
Gay,	Plimpton,	Westover,
Holt,	Purcell,	Wilcox,
Ingersoll,	Riopelle,	H. G. Williams,

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#### NAYS.

Mr. Ashley,	Mr. Harris,	Mr. Slayton,
Bostwick,	Horton,	Smith,
Boynton,	Lane,	Vowles,
B. Clark,	Mason,	Wagner,
Crossman,	McCowen,	Walton,
Davis,	McKernan,	Ward,
Doty,	Murray,	Weier,
Elliott,	Rowlson,	J. A. Williams,
Gifford,	Sanford,	W. D. Williams
Goodrich,	Sheldon,	Speaker,
Grant,	Shier,	

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On motion of Mr. Cameron,

The House took a recess until this afternoon at half-past  
two o'clock.



## AFTERNOON SESSION.

2½ o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed business under the order of

## MOTIONS AND RESOLUTIONS.

Mr. Swift moved to reconsider the vote by which the House concurred in the amendments made by the Senate to House bill No. 254, entitled

A bill to incorporate the village of Wayne;

Which motion prevailed.

Mr. Swift moved to amend the Senate amendment by striking out the word "highways, in line 8," and inserting in lieu thereof "village, in line 9;"

Which motion prevailed.

The amendments, as amended, were then concurred in, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Horton,	Mr. Seward,
Barnaby,	Hunt,	Shaw,
Baxter,	F. G. Kendrick,	Sheldon,
Beall,	Kingsley,	Shier,
Blake,	Klein,	Sickels,
Bostwick,	Lee,	Smith,
Boynston,	Lovell,	Snell,
G. G. Briggs,	Mandigo,	Stannard,
R. V. Briggs,	McCowan,	Stewart,
Brownell,	McKernan,	Stockbridge,
Cameron,	Mead,	Swift,
B. Clark,	Miles,	Ternes,
O. Clark,	Miller,	Thompson,
Crane,	Millington,	Vowles,
Crossman,	Murray,	Wagner,
Doty,	Norton,	Walker,
Dussean,	Osborn,	Walton,
Eaton,	Plimpton,	White,
Eck,	Purcell,	Wilcox,
Elliott,	Riford,	H. G. Williams,
Gay,	Riopelle,	J. A. Williams,
Gifford,	Romeyn,	W. D. Williams,

Goodrich,  
Grant,  
Harris,

Rowlson,  
Sanford,

Yawkey,  
Speaker,

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NAYS.

0

Mr. Smith moved to take from the table Senate manuscript bill, entitled

A bill making an appropriation to complete the south end of the Ionia and Houghton Lake State road;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Barnaby moved to amend by striking out in line 5, the word "Houghton," and inserting "Stanton" in lieu thereof;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
G. G. Briggs,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Crossman,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Fuller,  
Gay,  
Gifford,  
Grant,

Mr. Hartson,  
Hunt,  
Huston,  
L. Kendrick,  
F. G. Kendrick,  
Kingley,  
Lee,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Newman,  
Norton,  
Osborn,  
Plimpton,  
Purcell,  
Riopelle,  
Romeyn,  
Rowlson,  
Sanford,

Mr. Seward,  
Shaw,  
Shier,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stockbridge,  
Swift,  
Ternes,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Wendell,  
Westover,  
H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

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## NAYS.

Mr. Bostwick,  
Millington,

Mr. Murray,  
Putnam,

Mr. Sheldon,  
J. A. Williams, 6

Title agreed to.

On motion of Mr. Smith,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Miles offered the following:

*Whereas*, The reports of the majority and minority of the select committee to whom was referred House resolution of the date of Jan. 16, 1869, in relation to the affairs of the Detroit and Milwaukee railroad company, have been fully published in pamphlet form, together with the evidence taken by said committee, for the use and benefit of the people of this State; therefore

*Resolved*, That the clerk be and he is hereby directed to omit the republication of the same in the journal of this House;

Which was adopted.

Mr. Plimpton moved to take from the table Senate joint resolution No. 9, entitled

Joint resolution for the relief of Henry Johr, John E. Kitton, John Canan and Francis Krouse;

Which motion prevailed.

The joint resolution having been read a third time, and the question being upon its passage,

Mr. Stockbrige demanded the previous question;

The demand was seconded and the main question ordered.

The joint resolution was then not passed, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,  
Baxter,  
B. Clark,  
O. Clark,  
Crane,

Mr. Harris,  
Ingersoll,  
F. G. Kendrick,  
Kingley,  
Klein,

Mr. Riopelle,  
Sheldon,  
Slayton,  
Smith,  
Stewart,

Crossman,  
Dusseau,  
Eaton,  
Fuller,  
Gay,  
Grant,

Lane,  
Lee,  
McKernan,  
Miles,  
Plimpton,  
Purcell,

Ternes,  
Wendell,  
Wilcox,  
H. G. Williams,  
W. D. Williams,  
Woodard, 83

## NAYS.

Mr. Ashley,  
Avery,  
Beall,  
Blake,  
Bostwick,  
Boynton,  
G. G. Briggs,  
R. V. Briggs,  
Cameron,  
Eck,  
Elliott,  
Gifford,  
Goodrich,  
Hartson,  
Horton,  
Hunt,

Mr. Hurlbut,  
Huston,  
Lovell,  
Mandigo,  
McCowen,  
Miller,  
Millington,  
Murray,  
Newman,  
Norton,  
Osborn,  
Putnam,  
Romeyn,  
Rowlson,  
Sanford,  
Seward,

Mr. Shaw,  
Shier,  
Snell,  
Stannard,  
Stockbridge,  
Swift,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Westover,  
White,  
J. A. Williams,  
Yawkey,  
Speaker,

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Pending the announcement of the vote,

Mr. Cameron moved that Mr. Mead be excused from voting;  
Which motion prevailed.

Mr. Harris moved that Mr. Miller be excused from voting;  
Which motion did not prevail.

Mr. Miller then voted as recorded above.

Mr. Horton moved to take from the table, House bill No.  
305, entitled,

A bill to incorporate the city of Tecumseh;

Which motion prevailed.

The bill having been read a third time, and the question  
being upon its passage,

It was passed, a majority of all the members elect voting  
therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,

Mr. Grant,  
Horton,  
Hunt,

Mr. Sanford,  
Seward,  
Shaw,

Baxter,	Hurlbut,	Sheldon,
Beall,	Huston,	Shier,
Blake,	Ingersoll,	Slayton,
Bostwick,	F. G. Kendrick,	Stannard,
Boynton,	Kingsley,	Stewart,
G. G. Briggs,	Lane,	Stockbridge,
Cameron,	Lee,	Swift,
B. Clark,	Mason,	Ternes,
O. Clark,	McKernan,	Vowles,
Crane,	Mead,	Wagner,
Crossman,	Miller,	Ward,
Dussau,	Millington,	Westover,
Eaton,	Murray,	White,
Eck,	Parcell,	Wilcox,
Fuller,	Riopelle,	H. G. Williams,
Gay,	Romeyn,	J. A. Williams,

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## NAYS.

Mr. Elliott,	Mr. Lovell,	Mr. Rowson,
Goodrich,	Newman,	Walton,
Harris,	Osborn,	Speaker,
Klein,	Plimpton,	

11

Mr. Horton moved to amend the title so that it should read:

"A bill to incorporate the village of Chesaning;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Ingersoll,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Mead moved to take from the table House bill No. 36, entitled

A bill to provide for the appointment of a stenographer for the circuit court for the county of Wayne, and for the recorder's or municipal court of the city of Detroit;

Which motion prevailed.

On motion of Mr. Stewart,

The bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. J. A. Williams demanded the previous question;

The demand was seconded, and the main question ordered;  
 The bill was then passed, a majority of all the members elect  
 voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sanford,
Avery,	Huston,	Seward,
Barnaby,	Ingersoll,	Shaw,
Beall,	L. Kendrick,	Sheldon,
Blake,	Kingsley,	Slayton,
Boynton,	Lane,	Smith,
G. G. Briggs,	Lee,	Snell,
Cameron,	Lovell,	Stannard,
B. Clark,	Mason,	Stewart,
O. Clark,	McCowan,	Stockbridge,
Crossman,	McKernan,	Vowles,
Doty,	Mead,	Walker,
Dussean,	Miller,	Ward,
Eck,	Newman,	Wendell,
Fuller,	Norton,	Westover,
Gay,	Osborn,	White,
Gifford,	Plimpton,	Wilcox,
Grant,	Putnam,	W. D. Williams,
Holt,	Riopelle,	Yawkey,
Hunt,	Romeyn,	Speaker, 60

## NAYS.

Mr. Bostwick,	Mr. Harris,	Mr. Shier,
R. V. Briggs,	Klein,	Swift,
Crane,	Millington,	Walton,
Elliott,	Murray,	J. A. Williams,
Goodrich,	Purcell,	14

Mr. Riopelle moved to amend the title by striking out all  
 after the word "Wayne;"

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Romeyn moved that the bill be ordered to take immediate  
 effect;

Which motion did not prevail.

By unanimous consent, the committee on local taxation sub-  
 mitted the following report:

The committee on local taxation, to whom was referred  
 House bill No. 100, entitled

A bill to amend sections 66, 69, 72, 73, 76, 77, 78, 80, 81, 83, 88, 89, 90, 91, 93, 95, 96, 98, 99, 103, 106, 135, and to repeal sections 67, 70, 74, 75, 79, 82, 87, 94, 97, 100, 101, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 136, 137, 145, 154, of chapter 17, of compiled laws, the same being "An act regulating the assessment and collection of taxes,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. H. HURLBUT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stockbridge,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Hurlbut,

The further consideration of the bill was made the special order for this evening, at seven o'clock.

Mr. Purcell moved to discharge the committee of the whole from the further consideration of House bill No. 361, entitled

A bill to protect mechanics and laborers for labor done and materials furnished, by creating a lien law;

Which motion prevailed.

On motion of Mr. Purcell,

The bill was recommitted to the committee on State affairs.

Mr. R. V. Briggs moved to reconsider the vote by which the House refused to pass Senate bill No. 132, entitled

A bill to regulate the practice of dentistry in the State of Michigan.

Mr. Stockbridge moved to lay the motion to reconsider on the table;

Which motion prevailed.

## MESSAGE FROM THE SENATE.

By unanimous consent the Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 25, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 270, entitled

A bill to organize the township of Hamlin, in the county of Eaton,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

## MESSAGE FROM THE GOVERNOR.

By unanimous consent, the Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, March 24, 1869. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to incorporate the village of Portsmouth;

Also,

An act to incorporate the village of Ovid;

Also,

An act to incorporate the village of Rochester;

Also,

An act to provide for the laying out and establishing a State road from Caro to Hurd's Corners, in Tuscola county;

Also,

An act to amend section 20 of an act entitled "An act to in-



corporate the village of Dansville," approved March 9, 1867, being act No. 307, of the session laws of 1867;

Also,

An act making appropriation for the support of the State Agricultural College, to pay the expenses of the State Board of Agriculture, and for the erection of a new building for the State Agricultural College;

Also,

An act to provide for the payment of Porter L. Swords, of the city of Adrian, Lenawee county, for furnishing money to certain volunteers credited to the township of Woodstock, in said county, to aid in the suppression of the rebellion;

Also,

An act to amend section 1, of act No. 153, of the session laws of 1861, being an act entitled "An act to incorporate the public schools of the city of Adrian," approved March 13, 1861;

Also,

An act to amend section 15 of an act entitled "An act to provide for the incorporation of villages," approved February 17, 1857, being section 2112 of the compiled laws;

Also,

An act to incorporate the village of Spring Lake;

Also,

An act to provide for the laying out, establishing and construction of a certain State road in the county of Lapeer;

Also,

An act to authorize the assessment and collection of a tax to defray the expense of grading Cedar street, in the city of Lansing;

Also,

An act to repeal act No. 138, of the session laws of 1865, entitled "An act to attach the county of Manitou to the county of Leelanaw, for certain judicial purposes," approved March 10, 1865;

Also,

Joint resolution relating to navigation between the United States and Canada.

Also,

Joint resolution for the relief of Mason Samson;

Also,

An act to legalize the action of certain towns in the counties of Livingston, Washtenaw and Wayne, in voting aid to the Detroit and Howell railroad;

Also,

An act to incorporate the village of Lisbon, in the counties of Kent and Ottawa.

Also,

An act for the protection of fish in the lakes known as Devil's Lake and Round Lake, in Lenawee county; Whitmore Lake, in Washtenaw county, and Brace Lake, in Calhoun county;

Also,

An act to amend "an act to provide for the appointment of trustees in certain cases," approved February 17, 1857;

Also,

An act appropriating certain non-resident highway taxes for the improvement of the Ovid and St. Charles State road;

Also,

An act to amend sections 1, 7, 32, 39 and 44 of an act entitled "an act to incorporate the city of Jackson," approved February 14, 1857;

Also,

An act to incorporate the village of Lawrence, in the county of Van Buren.

HENRY P. BALDWIN.

The message was laid on the table.

Mr. Snell moved to rescind the instruction given by this House, on Tuesday, the 23d inst., to the joint committee on the judiciary and ways and means, in reference to House bill No. 349, being

A bill to provide for the uniform assessment of property, and for the collection and return of taxes thereon;

Which motion prevailed.

By unanimous consent the committee on banks and incorporations submitted the following report:

The committee on banks and incorporations, to whom was referred Senate bill No. 201, entitled

A bill to amend section 4 of act No. 35, of the session laws of 1867, entitled "an act to provide for the formation of street railway companies," approved March 5, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By unanimous consent the committee on banks and incorporations submitted the following report:

The committee on banks and incorporations, to whom was referred Senate bill No. 179, entitled

A bill to incorporate the village of Croton,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Crossman,

The rules were suspended, and the bill was placed on the order of third reading.

By unanimous consent, the committee on banks and incorporations submitted the following report:

The committee on banks and incorporations, to whom was referred

A bill to repeal act No. 484 of session laws of 1867, being an act entitled "An act to amend act No. 100, of the session laws of 1848, incorporating the Detroit and Saline plank road company, by adding a new section thereto;"

Also, three petitions of John Greusel, John Proctor, David Miller, Richard H. Hall, Joseph Hellner, David Phillips and 253 others, asking for the repeal of said act 484,

Respectfully report that they have had the same under consideration, and the parties interested having compromised all differences, the committee have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to repeal act No. 484, of session laws of 1867, being an act entitled an act to amend act No. 100, of session laws of 1848, incorporating the Detroit and Saline plank road company, by adding a new section thereto;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Swift,

The House concurred in the adoption of the substitute reported by the committee.

The petition was laid on the table.

On motion of Mr. Parcell,

The rules were suspended, and the bill was placed on the order of third reading.

By unanimous consent, the committee on banks and incorporations submitted the following report:

The committee on banks and incorporations, to whom was referred

A bill to amend section 2 of an act entitled "An act to incorporate the Detroit and Saline plank road company," approved March 23, 1848;

Also, the memorial of Charles A. Kent, attorney for the Detroit and Saline plank road company, setting forth certain legal points in behalf of said company;

Also, the memorial of the secretary and treasurer of said company, setting forth the financial condition of said company;

Also, petition of Wm. S. Bond and 370 others, citizens of the city of Detroit, praying for the amendment of the act of incorporation of said company, so as to remove the toll-gate outside the city limits;

Also, twenty-six affidavits by various persons, residents of the city of Detroit, showing the condition of said plank road within said city;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, which are a compromise of all persons interested, recommending that the amendments be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Purcell,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Purcell,

The rules were suspended, and the bill was placed on the order of third reading.

The memorials, petitions and affidavits were laid on the table.

By unanimous consent, the committee on banks and incorporations submitted the following report:

The committee on banks and incorporations to whom was re-committed Senate bill No. 155, entitled

A bill to amend sections 7, 87, 91, 92, 94, 160 and 213, of act No. 215, of the laws of 1859, entitled "An act to re-incorporate the city of Owosso," approved Feb. 15, 1865,

Respectfully report that they have had the same under consideration, and have found that one of the amendments heretofore agreed upon by the committee was overlooked by some person who has had the bill in hand. They therefore directed me to report the same back to the House, with the accompanying amendment, which is the same as the one previously reported, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Swift,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Beall moved that there be a call of the House;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. L. Kendrick,	Mr. Seward,
Barnaby,	F. G. Kendrick,	Shaw,
Baxter,	Kingale, y,	Sheldon,
Beall,	Klein,	Sickels,
Bostwick,	Lane,	Slayton,
Boynton,	Lovell,	Snell,
G. G. Briggs,	Mason,	Stannard,

Cameron,	McCowen,	Stewart,
B. Clark,	McKernan,	Stockbridge,
O. Clark,	Mead,	Swift,
Crane,	Miller,	Ternes,
Crossman,	Millington,	Thompson,
Doty,	Murray,	Vowles,
Dussseau,	Newman,	Wagner,
Eck,	Norton,	Walker,
Elliott,	Osborn,	Walton,
Fuller,	Parcell,	Wendell,
Goodrich,	Putnam,	J. A. Williams,
Grant,	Riopelle,	W. D. Williams,
Harris,	Romeyn,	Yawkey,
Horton,	Rowlson,	Speaker,
Hunt,	Sanford,	65
	NAYS.	0

Pending the announcement of the vote,

Mr. Ingersoll asked to be excused from voting, and was so excused.

Mr. Slayton moved to amend the title by striking out the words "ninety-four," in the first line, and by striking out "re," before "incorporate," in line 4; also, by striking out "sixty-five," and inserting "fifty-nine" in lieu thereof;

By unanimous consent, the following report was submitted:

The joint committee, consisting of the committee on ways and means and the committee on the judiciary, to whom was referred House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so

amended, do pass, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT,

*Chairman Committee on Ways and Means.*

ELISHA F. MEAD,

*Chairman Committee on Judiciary.*

Report accepted and committee discharged.

On motion of Mr. Stockbridge,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Crossman,

The bill was made the special order for to-morrow morning, at 10 o'clock.

Mr. Goodrich moved that the House take a recess until 7 o'clock, this evening;

Mr. G. G. Briggs asked and obtained leave of absence for himself, until to-morrow morning.

Mr. Ingersoll asked and obtained leave of absence for himself, until to-morrow morning.

Mr. Brownell asked and obtained leave of absence for himself, until to-morrow morning.

Mr. Kingsley asked and obtained leave of absence for himself, until to-morrow morning.

Mr. Baxter asked and obtained leave of absence for himself, until to-morrow morning.

Mr. Crossman moved that the House adjourn;

Which motion did not prevail.

Mr. R. V. Briggs asked and obtained leave of absence for himself, until to-morrow morning.

The motion to take a recess until seven o'clock this evening then prevailed.



## EVENING SESSION.

7 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. W. D. Williams asked and obtained leave of absence for Messrs. Holt, Huston, Romeyn, Slayton and himself, for the evening.

Mr. Mason asked and obtained leave of absence for Mr. Horton and himself, for the evening.

The Speaker announced that the hour for the consideration of the special order had arrived, being House bill No. 100, entitled

A bill to amend sections 66, 69, 72, 73, 76, 77, 78, 80, 81, 83, 88, 89, 90, 91, 93, 95, 96, 98, 99, 103, 106, 135, and to repeal sections 67, 70, 74, 75, 79, 82, 87, 94, 97, 100, 101, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 136, 137, 145, 154, of chapter 17, of compiled laws, the same being an act regulating the assessment and collection of taxes.

On motion of Mr. Snell,

The bill was placed on the order of third reading.

The House then resumed business under the order of

## MOTIONS AND RESOLUTIONS.

Mr. Walker moved to discharge the committee of the whole from the further consideration of House bill No. 356, entitled

A bill to authorize the Kalamasoo and Grand Rapids plank road company to vacate certain parts of said road;

Which motion prevailed.

On motion of Mr. Walker,

The bill was placed on the order of third reading.

Mr. Slayton moved to discharge the committee of the whole from the further consideration of Senate bill No. 181, entitled

A bill to amend section 29 of an act entitled "An act to authorize the business of banking," approved February 16, 1857:

Which motion prevailed.

On motion of Mr. Slayton,

The bill was placed on the order of third reading.

Mr. Crossman moved to discharge the committee of the whole from the further consideration of House bill No. 346, entitled

A bill to enable practical mechanics to establish co-operative companies;

Which motion prevailed.

Mr. Crossman moved to amend by inserting after the word "belonged," in line 5 of section 1, the following: "or for the purposes of securing in the same manner a certain sum of money, weekly or monthly, to any member disabled from attending to his ordinary duties, by sickness or other disability;"

Which was agreed to.

On motion of Mr. Crossman,

The bill was placed on the order of third reading.

Mr. Miller moved to discharge the committee of the whole from the further consideration of House bill No. 358, entitled.

A bill to establish and organize fractional school district No. 7, of the townships of Lenox and Chesterfield, in the county of Macomb, State of Michigan;

Which motion prevailed.

On motion of Mr. Miller,

The bill was placed on the order of third reading.

Mr. Yawkey moved to discharge the committee of the whole from the further consideration of House bill No. 286, entitled

A bill to provide for laying out and establishing a State road from the township of Chesaning to the township of Spalding, all in the county of Saginaw, and to appropriate swamp lands to aid in the construction of the same;

Which motion prevailed.

On motion of Mr. Yawkey,

The bill was placed on the order of third reading.

Mr. Wendell moved to discharge the committee of the whole

from the further consideration of House bill, No. 363, entitled

A bill to organize the county of Charlevoix;

Which motion prevailed.

On motion of Mr. Wendell,

The bill was placed on the order of third reading.

Mr. Wendell moved to discharge the committee of the whole from the further consideration of House bill No. 359, entitled

A bill to amend act number 214, of the session laws of 1865, approved March 18th, 1865, entitled an act to amend an act entitled an act to incorporate the village of Mackinaw, approved March 25th, 1848, and numbered 108, and to add certain sections thereto, by adding two new sections thereto, to stand as sections 33 and 34.

Which motion prevailed.

On motion of Mr. Wendell,

The bill was placed on the order of third reading.

Mr. B. Clark moved to discharge the committee of the whole from the further consideration of Senate bill, No. 190, entitled

A bill to amend section 81, of chapter 58, of the revised statutes of 1846, relative to primary schools, the same being section 2324 of the compiled laws,

Which motion did not prevail.

#### GENERAL ORDER.

On motion of Mr. Cameron,

The House went into committee of the whole, on the general order,

Mr. Crossman in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 137, entitled

A bill to facilitate getting out logs and timber from timbered lands in Michigan;

2. House bill No. 262, entitled

A bill for the establishment, endowment and support of the College of Homeopathy in the University of Michigan, and to repeal act 100, of the session laws of 1855, approved February 12, 1855;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

3. House bill No. 152, entitled

A bill to amend and explain sections 8 and 9, of an act entitled "an act authorizing the payment of bounties to volunteers in the service of the United States," approved February 5, 1864;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

D. L. CROSSMAN, *Chairman.*

Report accepted and committee discharged.

The first two named bills were placed on the order of third reading.

On motion of Mr. Crossman,

The House concurred in the action of the committee in striking out all after the enacting clause of the third named bill.

Mr. Avery moved to indefinitely postpone the further consideration of the enacting clause.

On motion of Mr. Stewart,

The motion to indefinitely postpone was laid on the table.

On motion of Mr. Walker,

The House adjourned until to-morrow morning at 9 o'clock.

*Lansing, Friday, March 26, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

Absent, without leave, Mr. O. Clark.

Mr. Sheldon asked and obtained leave of absence for Mr. O. Clark, for the forenoon, on account of sickness.

Mr. G. G. Briggs asked and obtained leave of absence for himself, for an indefinite time, on account of sickness, after to-day.

Mr. Millington, by unanimous consent, offered the following:

*Resolved*, That after this date, each member in committee of the whole in this House, be confined to a period of not exceeding five minutes, in all debate, and shall be prohibited from making more than one argument on each question, unless by unanimous consent of the members present;

Which was adopted.

On motion of Mr. Mead,

The House took up the order of

#### MOTIONS AND RESOLUTIONS.

Mr. Mead moved that House bill No. 36, entitled

A bill to provide for the appointment of a stenographer for the circuit court for the county of Wayne,

Be ordered to take immediate effect;

Which motion prevailed, by a vote of two-thirds of all the members elect.

Mr. Baxter moved to take from the table the following resolution:

*Resolved*, (the Senate concurring,) That when the respective Houses adjourn, on Thursday, the 25th inst., they shall stand adjourned until Friday, the 9th day of April next, at ten o'clock A. M.;

Which motion prevailed.

Mr. Vowles offered the following as a substitute therefor:

*Resolved*, (the Senate concurring,) That from and after Wednes-

day, the 31st day of March, 1869, the two Houses will transact no business, other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journals of the proper Houses, by the Secretary and Clerk, and that the time of final adjournment of this Legislature shall be on Monday, the 5th day of April, 1869, at 12 o'clock M. of that day.

Mr. Ingersoll moved to amend the substitute by striking out "Wednesday, the 31st day of March," and inserting "Thursday, the first day of April," in lieu thereof;

Which motion prevailed.

Mr. Harris moved to lay the substitute on the table;

Which motion did not prevail.

The substitute was then agreed to.

The resolution, as amended by the adoption of the substitute, was then adopted.

Mr. Cameron moved to discharge the committee of the whole from the further consideration of House bill No. 337, entitled

A bill to incorporate the village of Galesburgh;

Which motion prevailed.

On motion of Mr. Cameron,

The bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Elliott moved to amend by striking out in line 102, of section 32, the words "and saloon keepers;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hartson,	Mr. Shaw,
Avery,	Holt,	Sheldon,
Barnaby,	Hunt,	Shier,
Baxter,	Huston,	Sickels,
Blake,	Hutchinson,	Snell,
Bostwick,	Ingersoll,	Stannard,
Boynton,	Kingsley,	Stewart,
R. V. Briggs,	Klein,	Stockbridge,

1869.]

HOUSE OF REPRESENTATIVES.



Brownell,  
Cameron,  
B. Clark,  
Crossman,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Fuller,  
Gay,  
Goodrich,  
Grant,  
Harris,

Lane,  
Lee,  
Mandigo,  
Mason,  
McKernan,  
Mead,  
Miller,  
Millington,  
Murray,  
Newman,  
Osborn,  
Riopelle,  
Romeyn,  
Seward,

Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,  
White,  
H. G. Williams,  
W.D. Williams,  
Woodard,  
Yawkey,  
Speaker,

66

NAYS.

Mr. F. G. Kendrick,

1

Title agreed to.

On motion of Mr. Cameron,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. R. V. Briggs moved to discharge the committee of the whole from the further consideration of House bill No. 362, entitled

A bill to declare a forfeiture of the Detroit river plank road Company;

Which motion prevailed.

On motion of Mr. R. V. Briggs,

The bill was placed on the order of third reading.

Mr. Fuller moved to take from the table Senate bill No. 158, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of the completion and extension of the Newaygo and Dayton State road;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Shaw,
Barnaby,	Hunt,	Shier,
Baxter,	Huston,	Sickels,
Blake,	Hutchinson,	Smith,
Bostwick,	Ingersoll,	Snell,
Boynton,	L. Kendrick,	Stannard,
G. G. Briggs,	F. G. Kendrick,	Stewart,
B. V. Briggs,	Kingsley,	Stockbridge,
Brownell,	Klein,	Ternes,
Cameron,	Lane,	Thompson,
B. Clark,	Lee,	Vowles,
Crane,	Mason,	Wagner,
Doty,	McKernan,	Walker,
Dusseau,	Mead,	Walton,
Eaton,	Miles,	Wendell,
Eck,	Miller,	Westover,
Fuller,	Newman,	H. G. Williams,
Gifford,	Norton,	W. D. Williams,
Grant,	Purcell,	Yawkey,
Hartson,	Seward,	Speaker,
Holt,		

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## NAYS.

Mr. Davis,	Mr. Millington,	Mr. Ward,
Gay,	Murray,	Weier,
Goodrich,	Putnam,	White,
Harris,	Riopelle,	Wilcox,
Lovell,	Romeyn,	Woodard,
Mandigo,	Sheldon,	

17

Title agreed to.

On motion of Mr. Fuller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Blake moved to discharge the committee of the whole from the further consideration of House bill No. 245, entitled

A bill to amend and revise an act entitled "An act to incorporate the city of Holland," approved March 20, 1867;

Which motion prevailed.

On motion of Mr. Blake,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of



all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Holt,	Mr. Seward,
Barnaby,	Hunt,	Shaw,
Baxter,	Hutchinson,	Sheldon,
Blake,	Ingersoll,	Shier,
Bostwick,	L. Kendrick,	Sickels,
Boynnton,	F. G. Kendrick,	Smith,
G. G. Briggs,	Kingsley,	Snell,
R. V. Briggs,	Klein,	Stannard,
Brownell,	Lane,	Stewart,
Cameron,	Lee,	Stockbridge,
B. Clark,	Lovell,	Ternes,
Crane,	Mason,	Thompson,
Crossman,	McKernan,	Vowles,
Davis,	Miles,	Walker,
Doty,	Miller,	Walton,
Dussean,	Millington,	Ward,
Eck,	Newman,	Weier,
Fuller,	Norton,	Wendell,
Gay,	Osborn,	White,
Gifford,	Plimpton,	H. G. Williams,
Goodrich,	Purcell,	W. D. Williams,
Grant,	Putnam,	Woodard,
Harris,	Riopelle,	Yawkey,
Hartson,	Romeyn,	Speaker,

72

## NAYS.

0

Title agreed to.

On motion of Mr. Blake,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Huston moved to take from the table House bill No. 302, entitled

A bill appropriating eight sections of State swamp land, to secure the opening and construction of that part of the Bridgeport and Forrestville State road between Vassar and the village of Wahjemega;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hartson,	Mr. Sanford,
Avery,	Holt,	Seward,
Barnaby,	Horton,	Shier,
Baxter,	Huston,	Sickels,
Beall,	Hutchinson,	Smith,
Blake,	Ingersoll,	Snell,
G. G. Briggs,	L. Kendrick,	Stannard,
R. V. Briggs,	Kingsley,	Stockbridge,
Cameron,	Lane,	Ternes,
B. Clark,	Lee,	Thompson,
Crane,	Mason,	Vowles,
Doty,	McKernan,	Ward,
Dusseau,	Mead,	Wendell,
Eaton,	Miles,	Westover,
Eck,	Newman,	H. G. Williams,
Fuller,	Norton,	W. D. Williams,
Gay,	Plimpton,	Yawkey,
Gifford,	Purcell,	Speaker,
Grant,		

55

## NAYS.

Mr. Bestwick,	Mr. Mandigo,	Mr. Sheldon,
Davis,	Millington,	Stewart,
Elliott,	Murray,	Walker,
Goodrich,	Osborn,	Walton,
Harris,	Putnam,	Weier,
Hunt,	Riopelle,	White,
F. G. Kendrick,	Romeyn,	Wilcox,
Lovell,	Shaw,	Woodard,

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Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. L. Kendrick moved to take from the table House bill No. 268, entitled

A bill for the encouragement of immigration;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Millington moved to amend the bill by striking out the whole of the sixth section;

Which was not agreed to.

Pending the question on the passage of the bill,

The Speaker announced that the hour had arrived for the consideration of the

SPECIAL ORDER.

On motion of Mr. Mead,

The House went into committee of the whole, on the special order,

Mr. Plimpton in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 349, entitled,

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon;

Have made some progress therein, but not having gone through therewith, have directed their chairman to report that fact to the House, and ask leave to sit again.

EMORY M. PLIMPTON, *Chairman.*

Report accepted.

On motion of Mr. Stockbridge,

Leave was granted the committee sit again.

On motion of Mr. Riopelle,

The House took a recess until 2 o'clock this afternoon.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Ingersoll asked and obtained leave of absence for Mr. Fuller, for an indefinite time.

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 25, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 254, entitled

A bill to incorporate the village of Wayne;

Which the Senate amended in section 15, by striking out "!" after the word "highways," in line 8, and inserting other matter in place of that stricken out, and which amendment the House amended by restoring all that portion of line 8 stricken out; and also line 9, up to and including the word "village," in line 9, and to inform the House that the Senate has concurred in said amendment.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 25, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 265, entitled

A bill to authorize proceedings to collect taxes to defray the expenses of constructing certain ditches in the county of Saginaw, and to appraise the damages arising from the construction of such ditches,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 1, of section 2, the words "is authorized," and inserting in place thereof the word "shall;"

2. By inserting after the word "same," in line 4, section 2, the words "after apportioning one-third of the expenses to the county at large, as provided in section 16, of this act;"

3. By striking out all of section 16, to and including the word "thereof," in line 3, and inserting in place thereof the following: "The board of supervisors shall apportion to the county at large, one-third of the aforesaid expenses of said ditch;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Lane moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hurlburt,	Mr. Sheldon,
Baxter,	Hutchinson,	Shier,
Bostwick,	Ingersoll,	Sickels,
Boynton,	Kingsley,	Smith,
R. V. Briggs,	Klein,	Snell,
Brownell,	Lane,	Stannard,
Cameron,	Lee,	Stewart,
B. Clark,	Lovell,	Ternes,
O. Clark,	McKernan,	Thompson,
Crane,	Mead,	Vowles,
Davis,	Miller,	Wagner,
Doty,	Millington,	Walton,
Dusseau,	Newman,	Ward,
Eck,	Norton,	Wendell,
Elliott,	Plimpton,	Westover,
Fuller,	Putnam,	White,
Gay,	Romeyn,	Wilcox,
Gifford,	Sanford,	H. G. Williams,
Goodrich,	Seward,	W. D. Williams,
Hartson,	Shaw,	Speaker,
Holt,		

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NAYS.

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The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 25, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 64, entitled

A bill to provide for free schools, and to amend sections 2264, 2267, 2272, 2275, 2301, 2323, 2350 and 2384, of the compiled laws, being sections 21, 24, 29, 32, 58, 80 and 107, of chapter 78, of the revised statutes of 1846, and section 1 of an act entitled an act to amend the revised statutes, relative to the support of primary schools and the custody of the township libraries, approved April 2, 1850, and to repeal sections 2276, 2277, 2278, 2283, 2285, 2286, 2287, 2288, 2289, 2290 and 2381, of the compiled laws;

To which the House made sundry amendments, and in which amendments the Senate refused to concur, and to inform the House that the Senate has concurred in the recommendations of the committee of conference, duly appointed by the two Houses, on the disagreement on the bill, which recommendations are as follows:

1st. That the House amendments be concurred in;

2d. Amend section 107 as follows: In line 9 strike out all after the word "year," up to and including the word "number," in the 10th line, and insert in lieu thereof the following, viz: "Three months' school in districts having less than thirty children, or five months' school in districts having thirty and less than eight hundred children, or nine months' school in districts having eight hundred or more children;"

And in which action the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Sanford,
Barnaby,	Hurlbut,	Seward,
Baxter,	Huston,	Shaw,
Blake,	Hutchinson,	Sheldon,
Bostwick,	Ingersoll,	Shier,
Boynton,	Kingsley,	Sickels,
R. V. Briggs,	Lane,	Smith,
Brownell,	Lee,	Snell,
Cameron,	Lovell,	Stannard,
B. Clark,	McKernan,	Stewart,
O. Clark,	Mead,	Vowles,
Crane,	Miles,	Wagner,
Davis,	Miller,	Walton,
Doty,	Millington,	Wendell,
Dusseau,	Newman,	Westover,
Eck,	Norton,	White,
Fuller,	Plimpton,	Wilcox,
Gay,	Putnam,	H. G. Williams,
Goodrich,	Romeyn,	W. D. Williams,
Grant,	Rowlson,	Speaker,
Hartson,		

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## NAYS.

0

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 25, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 223, entitled

A bill making appropriations for completing and furnishing the buildings, and improving the grounds of the Michigan Institution for educating the Deaf and Dumb, and the Blind, and for purchasing machinery, tools and stock, and to pay foreman of shops of same;

2. Senate manuscript bill, entitled

A bill to authorize the common council of the village of Three Rivers, St. Joseph county, State of Michigan, to remove

the dead from the cemetery grounds of the village of Three Rivers to the Riverside cemetery, in said county;

Which have passed the Senate by a majority vote of all the members elect, and by a vote of two-thirds of all the members elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on ways and means.

The second named was read a first and second time by its title, and

On motion of Mr. Millington,

The rules were suspended, and the bill was placed on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 25, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 168, entitled

A bill to provide for the laying out and establishing a State road in the county of Alcona, and to appropriate certain non-resident highway taxes to aid in the construction of the same;

2. House bill No. 288, entitled

A bill to detach certain territory from the city of East Saginaw, and annex the same to the village of South Saginaw, in the township of Spaulding, in the county of Saginaw, and to constitute it a part of union school district number one, of the township of Spaulding;

3. House bill No. 293, entitled

A bill to amend section 29, of chapter 72, of the revised statutes of 1846, being section 2944 of the compiled laws, relating



to appeals from the decision of commissioners in the payment of debts and legacies of deceased persons;

4. House bill No. 317, entitled

A bill to revise an act entitled "An act to incorporate the board of education of the city of East Saginaw," and the several acts amendatory thereto;

5. House bill No. 296, entitled

A bill to provide for laying out and establishing a State road in the counties of Macomb and St. Clair;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 25, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 214, entitled

A bill to amend section 1687 of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of county agricultural societies;

And to inform the House that the Senate has amended the same by striking out the last proviso to section 1;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the amendments made to the bill by the Senate;

Which motion did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Cameron,	Mr. Lee,	Mr. Shier,
O. Clark,	Lovell,	Smith,
Eck,	McCowen,	Snell,
Elliott,	McKernan,	Stockbridge,
Gay,	Mead,	Ward,
Goodrich,	Miles,	Wendell,
Hartson,	Miller,	Westover,
Holt,	Newman,	White,
Hurlbut,	Romeyn,	H. G. Williams,
Huston,	Rowlson,	W. D. Williams,
Lane,		31

## NAYS.

Mr. Ashley,	Mr. Eaton,	Mr. Seward,
Barnaby,	Fuller,	Shaw,
Baxter,	Grant,	Sheldon,
Beall,	Harris,	Sickels,
Bostwick,	Hutchinson,	Stewart,
G. G. Briggs,	Ingersoll,	Ternes,
R. V. Briggs,	Kingsley,	Vowles,
Brownell,	Millington,	Wagner,
B. Clark,	Murray,	Walker,
Crane,	Norton,	Walton,
Davis,	Plimpton,	Wilcox,
Doty,	Purcell,	Speaker,
Dussean,	Putnam,	38

Mr. Miles, by unanimous consent, moved to discharge the committee of the whole from the further consideration of House bill No. 369, entitled

A bill to enable the Lapeer and Port Huron plank road company to charge and receive additional tolls for travel over their road;

Which motion prevailed.

On motion of Mr. Miles,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Romeyn,
Barnaby,	Hartson,	Seward,
Baxter,	Holt,	Shaw,
Beall,	Hurlbut,	Sheldon,
Bostwick,	Huston,	Shier,
Boynton,	Hutchinson,	Sickels,
R. V. Briggs,	Ingersoll,	Smith,
Brownell,	Kingsley,	Snell,
Cameron,	Lane,	Stannard,
B. Clark,	Lee,	Stewart,
O. Clark,	Lovell,	Stockbridge,
Crane,	McCowen,	Ternes,
Davis,	McKernan,	Vowles,
Doty,	Mead,	Wagner,
Dusseau,	Miles,	Walton,
Eaton,	Miller,	Wendell,
Eck,	Millington,	Westover,
Elliott,	Murray,	White,
Fuller,	Newman,	Wilcox,
Gay,	Norton,	H. G. Williams,
Gifford,	Plimpton,	W. D. Williams,
Goodrich,	Purcell,	Speaker,
Grant,	Putnam,	68
	NAYS.	0

Title agreed to.

On motion of Mr. Miles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Huston moved to take from the table Senate bill No. 78, entitled

A bill to amend sections one, two, three, four, five, six and thirteen, of chapter one hundred and twenty-six, of the revised statutes of 1846, entitled "Of certain liens upon real property," being sections numbered 5068, 5069, 5070, 5071, 5072, 5073 and 5080, of chapter 154, of compiled laws, entitled "Of the lien of mechanics and others;"

Which motion prevailed.

On motion of Mr. Huston,

The bill was referred to the committee on State affairs.

## SPECIAL ORDER.

On motion of Mr. B. Clark,

The House went into committee of the whole, on the special order,

Mr. Plimpton in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bill:

House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

EMORY M. PLIMPTON, *Chairman.*

Report accepted and committee discharged.

Mr. Mead moved that the House concur in the amendments made to the bill by the committee.

Mr. Holt called for a division of the question, so that the vote on concurring in the amendment striking out all of section 68, should be taken separately.

The question being upon concurring in the amendment striking out section 68,

Mr. Baxter demanded the yeas and nays;

The demand was seconded, and the motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Plimpton,
Blake,	Hubbard,	Purcell,
Bostwick,	Hurlbut,	Shaw,
R. V. Briggs,	Hutchinson,	Sheldon,
B. Clark,	F. G. Kendrick,	Shier,
O. Clark,	Kingsley,	Snell,
Davis,	Lane,	Stewart,
Doty,	Lee,	Ternes,
Dusseau,	Mandigo,	Wagner,
Eaton,	Mason,	Weier,

Eck,  
Elliott,  
Gay,  
Goodrich,  
Grant,

McKernan,  
Miles,  
Millington,  
Murray,  
Newman,

Wendell,  
Wilcox,  
H. G. Williams,  
W. D. Williams,  
Woodard, 45

# NAYS.

Mr. Avery,  
Baxter,  
Beall,  
Boynton,  
G. G. Briggs,  
Cameron,  
Crane,  
Crossman,  
Holt,  
Huston,  
Ingersoll,

Mr. Lovell,  
McCowan,  
Mead,  
Miller,  
Norton,  
Osborn,  
Putnam,  
Romeyn,  
Rowlson,  
Seward,  
Smith,

Mr. Stannard,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Walton,  
Ward,  
Westover,  
White,  
Speaker,

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On motion of Mr. Crossman,

The other amendments made to the bill by the committee  
were concurred in, *in gross*.

On motion of Mr. Crossman,

The bill was placed on its final passage.

Mr. Lane moved that there be a call of the House;

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave:

Messrs. Gifford, Harris, Hartson, Hunt, L. Kendrick, Klein, Riopelle, Sanford, Sickels, Slayton, Walker, J. A. Williams and Yawkey.

Mr. Hubbard asked and obtained leave of absence for Mr. Hunt, for the afternoon.

Mr. Brownell asked and obtained leave of absence for Mr. L. Kendrick, for the afternoon.

Mr. Woodard asked and obtained leave of absence for Mr. Klein, for the afternoon, on account of sickness.

Mr. Crossman asked and obtained leave of absence for Mr. Slayton, for the afternoon.

Mr. Lovell asked and obtained leave of absence for Mr. Walker, for the afternoon, on account of sickness.

Mr. Vowles asked and obtained leave of absence for Mr. J. A. Williams, until Monday noon.

The Sergeant-at-Arms announced Mr. Yawkey at the bar of the House.

On motion of Mr. Brownell,

Mr. Yawkey was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Harris at the bar of the House.

On motion of Mr. Ternes,

Mr. Harris was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Sickels at the bar of the House.

On motion of Mr. Vowles,

Mr. Sickels was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Hartson at the bar of the House.

On motion of Mr. Ternes,

Mr. Hartson was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Gay,

All further proceedings under the call were dispensed with.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,

Mr. Harris,  
Holt,  
Horton,  
Hubbard,  
Hurlbut,  
Huston,  
F. G. Kendrick,

Mr. Norton,  
Plimpton,  
Purcell,  
Shaw,  
Sheldon,  
Shier,  
Sickels,

G. G. Briggs,  
R. V. Briggs,  
O. Clark,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Goodrich,  
Grant,

Kingsley,  
Lane,  
Lee,  
Mandigo,  
McCowan,  
McKernan,  
Miles,  
Miller,  
Millington,  
Murray,  
Newman,

Snell,  
Stewart,  
Stockbridge,  
Ternes,  
Thompson,  
Weier,  
Wendell,  
White,  
Wilcox,  
H. G. Williams,  
Woodard, 54

# NAYS.

Mr. Boynton,  
Brownell,  
Cameron,  
B. Clark,  
Crane,  
Davis,  
Hartson,  
Hutchinson,  
Ingersoll,  
Lovell,

Mr. Mason,  
Mead,  
Osborn,  
Putnam,  
Romeyn,  
Rowlson,  
Seward,  
Smith,  
Stannard,

Mr. Swift,  
Vowles,  
Wagner,  
Walton,  
Ward,  
Westover,  
W. D. Williams,  
Yawkey,  
Speaker,

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Title agreed to.

Mr. Miles moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

The House then resumed the regular order of business.

## REPORTS OF STANDING COMMITTEES.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the improvement of Fort street, in the township of Springwells, in the county of Wayne, Michigan, and to appoint a board for that purpose;

Also: the remonstrance of A. I. Singer and 80 other citizens of the township of Springwells, against the passage of the same;

Also: petition of B. Hubbard, M. W. Field, F. Buhl, and 9 other property owners on the line of said Fort street, asking the passage of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

DAN'L L. CROSSMAN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Purcell,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Purcell,

The rules were suspended, and the bill was placed on the order of third reading.

The petition and remonstrance were laid on the table.

By the committee on elections:

The committee on elections, to whom was referred Senate bill No. 214, entitled

A bill to amend section 25 of an act entitled "An act to provide for holding general and special elections," approved June 27, 1851, being section 49, of chapter 6, of the compiled laws,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

DAN'L L. CROSSMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crossman,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

A bill to amend act No. 139, of the session laws of 1867, ap-



proved March 27, 1867, being an act to amend section 12 of an act entitled "An act to encourage the erection and support of water manufactories," approved March 21, 1865,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, and recommend that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

R. B. SMITH, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stewart,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Stewart,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed and presented to the Governor on the 25th day of April, 1869, the following bills, to wit:

A bill to amend sections 2 and 7 of an act entitled an act to re-incorporate the village of Kalamazoo, and to repeal all inconsistent acts or parts of acts, approved March 15, 1861, as amended by act No. 415, of the session laws of 1867, approved March 22, 1867; also to add a new section, to stand as section 35;

Also,

A bill to amend an act entitled "an act to organize union school district of Bay City;"

Also,

A bill to amend sections 10 and 20, and to add section 21 to an act entitled "an act to organize union school district of the city of Saginaw," approved March 18, 1865;

Also,

A bill to incorporate the village of Portland, in Ionia county;

Also,

Joint resolution to forfeit the lands granted to the Marquette and Ontonagan railroad company, and to confer the said grant of lands upon some other company, which bill was presented to the Governor on the 24th day of March, 1869;

Also,

The following bills which have this day been presented to the Governor, to-wit:

A bill to prevent the careless use of fire-arms;

Also,

A bill to authorize the township of Cambridge, Lenawee county, to raise by tax, certain moneys for the relief of Andrew Ayers, late treasurer of said town;

Also,

A bill to amend sections 8, 35, 49 and 58 of an act entitled "an act to revise the charter of the city of Flint," approved March 20, 1867, being act No. 372, of the session laws of 1867;

Also,

A bill to amend section 1, of act No. 89, of the session laws of 1867, being an act entitled an act to amend sections 5, 10 and 24 of an act entitled "An act to authorize the formation of corporations for mining, smelting, or manufacturing iron, copper, mineral coal, silver or other ores or minerals, and for other purposes," approved February 5th, 1853, being sections 1803, 1808 and 1822, of the compiled laws;

Also,

A bill to amend section 2 of an act entitled "An act to incorporate the Grand Lodge of Free and Accepted Masons of the State of Michigan," approved April 2d, 1849;

Also,

A bill to amend section 2435 and section 2463, of the compiled laws, relative to the payment of moneys, by purchasers of the trust fund and swamp lands, to county treasurers, and the forfeiture and redemption of said lands;

Also,

A bill to organize the township of Hamlin, in the county of Eaton;

Also,

A bill to incorporate the village of Nashville.

E. M. MASON, *Chairman*.

Report accepted.

By the committee on federal relations:

The committee on federal relations, to whom was referred Senate joint resolution No. 21, entitled

Joint resolution authorizing the Board of Control of St. Mary's Falls Ship Canal, to transfer said canal to the United States,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. W. SWIFT, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. W. D. Williams,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on military affairs:

The committee on military affairs, to whom was referred Senate bill No. 102, being

A bill to amend section 29 of an act for the reorganization of the military forces of the State of Michigan, being act No. 16, of the session laws of 1862, approved January 18, 1862,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JAS. W. ROMEYN, *Acting Chairman*.

Report accepted and committee discharged.

On motion of Mr. Crossman,

The House concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Ingersoll,	Mr. Shier,
Baxter,	F. G. Kendrick,	Smith,
Beall,	Kingsley,	Snell,
Bostwick,	Lee,	Stannard,
Boynton,	Lovell,	Stewart,
R. V. Briggs,	Mandigo,	Stockbridge,
Cameron,	Mason,	Swift,
B. Clark,	McCowen,	Ternes,
O. Clark,	McKernan,	Thompson,
Crane,	Mead,	Vowles,
Crossman,	Miles,	Walker,
Davis,	Miller,	Walton,
Eaton,	Millington,	Weier,
Eck,	Newman,	Wendell,
Gay,	Norton,	Westover,
Grant,	Plimpton,	White,
Harris,	Romeyn,	H. G. Williams,
Hartson,	Rowlson,	W. D. Williams,
Hubbard,	Seward,	Woodard,
Hurlbut,	Shaw,	Yawkey,
Huston,	Sheldon,	Speaker,
Hutchinson,		

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## NAYS.

0

Title agreed to.

On motion of Mr. Romeyn,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on military affairs:

The committee on military affairs, to whom was referred the petition of Lorenzo Smith, George P. Glover and '70 others, formerly members of the 29th Michigan infantry, asking for the payment by the State to them of \$100 bounty each,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, with the recommendation that it be laid on the table, and ask to be discharged from the further consideration of the subject.

JAS. W. ROMEYN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. B. Clark,

The petition was laid on the table.

By the committee on State affairs:

The committee on State affairs, to whom was recommitted House bill No. 361, entitled

A bill to protect mechanics and other persons, for labor done and materials furnished, by creating a lien law,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, recommending that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Purcell,

The rules were suspended, and the bill was placed on the order of third reading

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to authorize the trustees of the Methodist Episcopal Church, of Dansville, Ingham county, to sell and convey certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that it be referred to the committee on religious and benevolent societies, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, Jr., *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crossman,

The recommendation of the committee was concurred in, and

the bill referred to the committee on religious and benevolent societies.

By the committee on public lands:

The committee on public lands, to whom was referred

A bill to amend section 1, act No. 420, session laws of 1867, so as to delocalize certain swamp lands appropriated for the purpose of building State roads,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to organize the township of Baldwin, in the county of Muskegon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to organize the township of Baldwin, in the county of Muskegon;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

I. D. BEALL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Holt,

The House concurred in the adoption of the substitute reported by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on federal relations:

The committee on federal relations, to whom was referred House joint resolution, entitled

Joint resolution asking the State of Michigan to cede the Upper Peninsula to the United States, to be organized into a Territory,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

G. W. SWIFT, *Chairman*.

Report accepted, and leave granted the minority of the committee to report.

The minority of the committee submitted the following report:

The committee on federal relations, to whom was referred

Joint resolution ceding all that portion of the State denominated the Upper Peninsula of Michigan, to the United States Government, for the purpose of creating the same into a Territory;

Also, the memorial of Ransom Sheldon, Jay A. Hubbell, Peter White, Hiram A. Burt, E. S. Ingalls and three thousand and fifty-two others, citizens of the Upper Peninsula, praying that said Peninsula be ceded to the United States, to be erected, together with such portion of the State of Wisconsin, bordering on Lake Superior, as has been ceded by that State for that purpose, into a territory of the United States, to be called the "Territory of Superior," after having given the subject that careful consideration its importance demands, beg leave to submit the following report:

January 11th, 1805, the Territory of Michigan was organized, having Lakes Michigan and Huron, and the Straits of Mackinaw for its northern boundary, and so continued, until the dispute between the Territory and Ohio culminated in the "Toledo War." That memorable and bloodless conflict ended in a com-

promise, by which Ohio took the Maumee Swamp and Michigan, the then wild region now known as the Upper Peninsula.

Neither piece of territory was regarded as of any particular value, but that mythical thing underlying all great conflicts, a "great principle," was supposed to be involved. As each party emerged from the smoke of battle victorious, nothing has since been heard of the "principle," yet it is believed to "still live;" but whether on the banks of the Miami or among the pictured rocks of Lake Superior, the historian does not inform us.

More than a score of years have elapsed, and that rocky waste has proven itself a vast mine of inexhaustible treasure, and to-day, boasting a population of fifty thousand, and rejoicing in a wealth of seventy-five million of dollars, it presents its claims and demands that it should be no longer considered an outlying dependency of the State.

Its great interest just dawning into importance require frequent legislation to suit their ever varying wants.

For the old settled portions of the State biennial or perhaps quadrennial legislative sessions would be sufficient. In the new portions, annual sessions seem a necessity. This is especially true of the Upper Peninsula, and is, in the opinion of the committee, a strong argument in favor of a separate territorial existence. The old counties will not readily consent to the expense of annual sessions, as they need no aid. The policy so well suited to their wants is injurious to, and greatly retards the development of the Upper Peninsula, which needs a local legislature that can be called together often and for short terms, as a change in, or addition to the laws shall be demanded.

She comes here acknowledging the uniform courtesy with which her claims in the past have been heard and granted, and regretting that the differing interests of the Peninsulas imperatively demand the severing of relations that will ever be looked back to with pleasure, asks you to assent to her assuming the relations of an inchoate State, preparatory to being admitted into full communion as an independent State of the American Union.



She asks it because the future welfare of her citizens seems to require it and nature has severed the Peninsulas by the most natural of boundaries—a water line which has been, throughout the history of the world, regarded as the most proper of dividing lines between States or Empires. It would indeed be strange if here, where running streams and bodies of water have been brought into universal use as lines of demarkation in settling the confines of the States of the Union an exception should be made, and that too, when those waters are great seas.

That the division of the Upper and Lower Peninsulas into two States, in accordance with this natural law, will take place, has been conceded by all thinking men. The time for a formal separation is a mere matter of policy, determinable by the capacity of the upper country to take care of itself. That that time has arrived is, in the opinion of the committee, beyond a question. Fifty thousand people who have gone out from our own firesides, full of energy, and imbued with the spirit of our institutions, no matter where they may choose a home, are fitted for the responsibilities of self-government.

It is in accordance with the genius of our representative system to bring the people and the governing power as closely together as possible, in order to keep alive that active vigilance on the part of the people so necessary to prevent encroachments upon their liberties, and in proportion as you sever these you beget a condition of indifference that opens wide the door to all species of usurpations. A distant province, whose interests are peculiar to itself, and therefore requiring special legislation, gradually assumes the condition of a suppliant, asking for most gracious favors rather than a part of sovereignty demanding its rights. It loses its independence, becomes servile, and the taint by degrees spreads to the whole mass of the people.

A like pernicious effect is produced upon the legislator when far removed from his constituency. Knowing that he is unwatched, and having no fear of detection, he becomes corrupt,

arrogant, and himself overrides or sells out the rights of his people.

These general principles no one can gainsay; and without going abroad for an example, it has been found that the smaller States of this Union have ever been the most vigilant and jealous of popular liberty, and comparatively free from that indifference, corruption and positive leaning toward antiquated despotism that has developed itself in the larger States of the Union.

Legislators have held themselves more immediately responsible to their constituents, and the laws have been framed more in accordance with the popular sentiment.

The good effects of this cannot have failed to strike the most careless observer. Laws thus enacted have been cheerfully obeyed, hardly requiring an enforcement, while those exactments that seem to have originated with the Legislature itself are looked upon with suspicion, obeyed with reluctance and enforced with great difficulty; thus engendering a spirit of insubordination, and paving the way for incalculable mischief in the future. Take as an instance some of the New England States, where each township is a representative district. The people are so near the Legislature, that the laws seem almost to have been enacted by themselves, and the most cheerful obedience is yielded by all. The opinion is gaining ground that our institutions have much to fear from the aggregating of large populations, in a single State of the Union, boasting imperial domain.

How much easier the task of arraying in arms, a State containing ten million people, against the government of one or all, than to arouse ten States of a million each for the same purpose.

For a number of years there has been a growing desire on the part of the people of the Upper Peninsula for a separate State organization, the better to enable them to develop the vast resources hidden among its rocks and buried beneath its mountains. This comes of a settled conviction that the interests

of that locality demand a government composed of men knowing its wants, and identified with its prosperity. It is hardly necessary to even suggest the many reasons urged in support of this request, as they are so fully set forth in the memorial and documents already before the House; therefore the committee will but briefly call attention to some of the more prominent.

Comparing the Peninsulas, we find the widest range of dissimilarity. The Superior region is wide, mountainous, full of mineral wealth, but unsuited by climate or soil to general agriculture. Its long, intense cold winters unfit it for stock raising, and render difficult and expensive the operating of machinery. Its people are and must continue consumers, dependent upon more southern latitudes for food and manufactured commodities.

On the contrary, we of the Lower Peninsula are an agricultural and manufacturing people. Legislation suited to our wants, would be valueless to them. We have no interests in common, and this is the case the world over. Farming and mining are distinct and indifferent to each other, even when immediately adjacent, and especially so when, as in this case, the communities are separated by great lakes and rivers, with dense, unbroken forests, hundreds of miles in width, lying between the settled portions of each, with no means of communication in summer but by six hundred miles of water route, and one thousand miles by stage and railroad in winter. Under these circumstances, the people of our section cannot be expected to know much of the wants of a territory so different from ours, which they have never seen, and of whose leading interests they can form but a vague conception.

When called upon for legislation of a general character, no difficulty can arise, but when antagonizing local interests come before us, we have no satisfactory means of determining the right, and are compelled to act blindly, or turn both parties away. It has often happened that in the upper branch of this Legislature that region has had no representative of its interests, and measures of pressing importance that have passed this

House have been untouched by, or lost in the Senate, simply because such district had no Senator to explain and forward the measures.

The reason of this is, that the whole Upper Peninsula is but a single senatorial district, and if the senator should be sick, as has twice been the case, or detained by other causes, the people of that section are wholly unrepresented in that body. In the National Congress their position is equally embarrassing. The representatives are selected from the Lower Peninsula by force of the numerical strength in the conventions of the south part of such districts, thus placing the interests of the Superior region in the hands of men who are strangers to its wants and who pay it their first, and that a flying visit, when canvassing for votes, never to return to it until again in the field for reelection.

The result as might have been expected, except in a single instance, whom your committee are assured by gentlemen from that region, one representative has done nobly for the mining interest, is that such representation has been almost valueless, and the citizens have been obliged to forego legislation of the most urgent necessity, or at large expense, send men to Washington and maintain them there through entire sessions. The district is so large, and its interests so multiplied, that it is too much to expect one man to faithfully attend to them all.

Many States having two, three and even four representatives, and requiring comparatively much less aid, are smaller than these districts. In the State Legislature they are powerless, and depend upon the good will of their brethren of the Lower Peninsula, and while they make no complaint, your committee can see how a future hostile body might impose upon them the most rigorous and unjust laws that would crush their business, and yet be unseen and unfelt here.

Each branch of industry with us has its organizations and annual convocations, to consult for the general welfare.

We have our agricultural associations, our stock raising and

manufacturing societies, in all of which they have not, nor can they take a part—distance, if nothing else, forbidding.

On the contrary, they have mining associations, stock boards and fisheries, with which we have no concern.

The people of the two localities are in pursuit of different objects by the use of different means, consequently there can be no joint interest.

Could we find any pursuit or strong motive of self interest shared by the two peoples, it might happen, as is sometimes the case, that nature's barriers would be thrown down, but we look in vain for it—it does not exist. There is no bond of union between the two peoples, and the binding of the Peninsulas together as one State seems, when rightly considered, the enforcement of a most unnatural union—a union by law of what nature and unsympathizing pursuits put asunder. We say unnatural union, for it seems as though the Artificer of the Universe had fixed the limits of a State when He almost encircled our Lower Peninsula with lines that cannot be wiped out.

It has been suggested that we shall lose consideration abroad by this cession. In answer, we say that we will still have territory enough for an empire. The Lower Peninsula contains forty thousand square miles. Ohio is justly regarded as one of the great States of the Union, and she has but thirty-nine thousand; Kentucky has but thirty-seven, and Indiana but thirty-three thousand, and yet the voice of either is potent in national council. The five States of Massachusetts, Connecticut, New Jersey, Vermont and New Hampshire combined, have not as large a territory as we should have, and who will say that they, or either of them, have not a fair share of influence in the Government?

A population as dense as that of Massachusetts, would give us over seven million people.

The soil of the Lower Peninsula is capable of supporting a larger population than that of Massachusetts.

It is also urged by some that the division should not be made as it will inflict a loss of trade upon us of the Lower Peninsula.

In answer to this we say that no considerable portion of our fellow citizens entertain such opinions, and a still smaller portion are willing to avow them. Neither is there in the judgement of the committee any foundation for such apprehensions. Nature has established great highways for commerce, upon which the minerals of the North will be floated to the markets of the South and East, taking back in exchange the productions of our agriculture and manufactures. The citizens of the Lower Peninsula will hold the trade of the upper just so long as it is an object to buy and sell in our own markets, and we must catch what we can of it in common with the rest of mankind. It is more probable that the fountains that supply our great lakes will be dried, or that forests shall grow on the heaving bosoms of our inland seas, than that the trade of this region will seek other avenues to the markets of the world.

No imaginary State line drawn on the face of the waters will turn aside our merchant ships, and whether Chicago, Detroit, Toledo or Cleveland shall control this northern trade, depends upon the business offered by each, and this, whether that region remain a dependency of this State or is an independent sovereignty.

Naturally the people of that section will do their business with the Lower Peninsula, and if it goes elsewhere it will be because we drive it away. This is, however, a consideration that should not be thought of in this connection. We are not to determine their claim by any pecuniary interest of our own, A higher motive, the desire to deal justly with all, must be the guide of our action.

They should not be forced to bear burthens with us unless they share in the benefits. The University, Normal School, Agricultural College, Reform School and State prison, from their location, are practically closed to the upper country. Their youth seek an education in the less distant schools of Wiscon-

sin and Illinois. The asylums have always been too full to receive the few applicants from that section, while the expense and risk of carrying convicts to Jackson, having, as they must, to pass through three States, is so great as to almost prohibit the attempt. While these are the results of the isolated position of the Upper Peninsula it yearly pays large sums for the support of these same institutions.

The early closing and protracted winters force its representatives to be long absent from home, entailing upon them heavy expense if they attend our legislative sessions.

The foregoing are a few of the many reasons brought to the notice of the committee in support of the proposed cession of that region. As to its capacity for separate government we have no doubt,

The union of the portion ceded by Wisconsin, with the Upper Peninsula, will make a State of thirty-five thousand square miles, possessed of all the elements necessary for a great and prosperous State.

Your committee are satisfied that whoever has given thought to the subject, will have convinced himself that nature has almost prohibited the union of the Peninsulas under one government; that the great divergence of pursuits render it difficult, if not impossible for us to legislate purely for both; and believing it to be a sound political doctrine that when, for reasons assigned, we are unable to provide for the growing wants of so large a community, and without prospect of amendment for the future, and that there are here presented causes that must continue to exist entirely beyond our control, rendering it impossible to secure to the people of the Upper Peninsula that degree of prosperity to which they are justly entitled, we should cease to govern them; dissolve a union that exists but in name, and allow them to legislate for themselves. The minority of the committee, therefore, though sharing in the aversion to a division of the State common to us all, but believing that the claims of the memorialists are founded in justice, recommend that their prayer be granted, and that the joint resolution do

pass, and ask to be discharged from the further consideration of the subject.

C. MILES,

*Of Minority of Committee.*

On motion of Mr. McKernan,

The joint resolution was ordered printed, referred to the committee of the whole, and placed on the general order.

### THIRD READING OF BILLS.

Senate bill No. 179, entitled

A bill to incorporate the village of Oroton,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Blake,  
Bostwick,  
R. V. Briggs,  
B. Clark,  
Crane,  
Crossman,  
Davis,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Goodrich,  
Grant,  
Harris,  
Hartson,  
Holt,  
Horton,

Mr. Hurlbut,  
Hutchinson,  
Ingersoll,  
L. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
Mason,  
McCowen,  
McKernan,  
Miles,  
Miller,  
Millington,  
Murray,  
Newman,  
Norton,  
Osborn,  
Purcell,  
Putnam,  
Seward,  
Shaw,

Mr. Sheldon,  
Shier,  
Sickels,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Thompson,  
Vowles,  
Walton,  
Weier,  
Wendell,  
Westover,  
White,  
H. G. Williams,  
W. D. Williams,  
Woodard,  
Speaker,

68

#### NAYS.

Mr. Ward,

1

Title agreed to.

On motion of Mr. Miller,



By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to repeal act No. 484, of session laws of 1867, being an act entitled "An act to amend act No. 100, of the session laws of 1848, incorporating the Detroit and Saline plank road company, by adding a new section thereto,"

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Ingersoll,	Mr. Sickels,
Barnaby,	F. G. Kendrick,	Smith,
Bostwick,	Kingsley,	Snell,
R. V. Briggs,	Lane,	Stannard,
B. Clark,	Lee,	Stewart,
O. Clark,	Lovell,	Stockbridge,
Crane,	Mandigo,	Swift,
Crossman,	Mason,	Ternes,
Davis,	McCowen,	Thompson,
Doty,	McKernan,	Vowles,
Dusseau,	Miles,	Wagner,
Eaton,	Miller,	Walton,
Eck,	Millington,	Ward,
Elliott,	Murray,	Weier,
Gay,	Newman,	Wendell,
Goodrich,	Norton,	Westover,
Grant,	Osborn,	White,
Harris,	Purcell,	Wilcox,
Holt,	Putnam,	H. G. Williams,
Horton,	Seward	W. D. Williams,
Hubbard,	Shaw,	Woodard,
Hurlbut,	Sheldon,	Speaker,
Hutchinson,	Shier,	

68

NAYS.

0

Mr. Ternes moved to amend the title so that it should read:

"A bill to amend act No. 484, of the session laws of 1867, approved March 27, 1867, entitled an act to amend act No. 100, of session laws of 1848, incorporating the Detroit and Saline plank road company, by adding a new section thereto;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Purcell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to amend section 2 of an act entitled "An act to incorporate the Detroit and Saline plank road company," approved March 23, 1848,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Shaw,
Barnaby,	Hutchinson,	Shier,
Baxter,	F. G. Kendrick,	Siekels,
Boswick,	Kingsley,	Smith,
Boynton,	Lane,	Snell,
R. V. Briggs,	Lee,	Stewart,
Brownell,	Lovell,	Stockbridge,
Cameron,	Mandigo,	Swift,
B. Clark,	Mason,	Ternes,
O. Clark,	McCowen,	Thompson,
Crane,	McKernan,	Vowles,
Davis,	Miller,	Wagner,
Doty,	Millington,	Walton,
Dussean,	Murray,	Ward,
Eaton,	Newman,	Weier,
Eck,	Norton,	Wendell,
Elliott,	Osborn,	Westover,
Goodrich,	Purcell,	White,
Grant,	Putnam,	Wilcox,
Harris,	Riopelle,	Woodard,
Holt,	Rowson,	Yawkey,
Horton,	Seward,	Speaker,
Hubbard,		

67

NAYS.

0

Title agreed to.

On motion of Mr. Purcell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 356, entitled

A bill to authorize the Kalamazoo and Grand Rapids plank road company to vacate certain parts of said road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Seward,
Barnaby,	Hutchinson,	Shaw,
Baxter,	Ingersoll,	Sheldon,
Beall,	L. Kendrick,	Shaw,
Bostwick,	Kingsley,	Sickels,
Brynton,	Lane,	Smith,
R. V. Briggs,	Lee,	Snell,
Brownell,	Lovell,	Stewart,
Cameron,	Mandigo,	Stockbridge,
B. Clark,	Mason,	Thompson,
O. Clark,	McCowen,	Vowles,
Crane,	McKernan,	Wagner,
Davis,	Miles,	Walton,
Doty,	Miller,	Ward,
Dussseau,	Millington,	Wendell,
Eaton,	Murray,	Westover,
Eck,	Newman,	White,
Elliott,	Norton,	Wilcox,
Goodrich,	Putnam,	W. D. Williams,
Grant,	Riopelle,	Woodard,
Horton,	Rowison,	Speaker,
Hubbard,		

64

## NAYS.

0

Title agreed to.

On motion of Mr. Lovell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 100, entitled

A bill to amend sections 66, 69, 73, 78, 76, 77, 78, 80, 81, 88, 88, 89, 90, 91, 93, 95, 96, 98, 99, 103, 106, 135, and to repeal sections 67, 70, 74, 75, 79, 82, 87, 94, 97, 100, 101, 104, 105, 107, 108, 109, 110, 111, 112, 113, 114, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 136, 137, 145, 154, of chapter 17, of compiled laws, the same being an act regulating the assessment and collection of taxes,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Hurlbut,

The bill was laid on the table.

Senate bill No. 181, entitled

A bill to amend section 29 of an act entitled "an act to authorize the business of banking," approved February 16, 1857,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,	Mr. Ingersoll,	Mr. Sheldon,
Baxter,	F. G. Kendrick,	Shier,
Beall,	Kingsley,	Sickels,
Bostwick,	Lane,	Smith,
R. V. Briggs,	Lee,	Snell,
Cameron,	Lovell,	Stewart,
B. Clark,	Mandigo,	Stockbridge,
O. Clark,	McCowen,	Swift,
Crane,	McKernan,	Ternes,
Davis,	Mead	Thompson,
Doty,	Miller,	Wagner,
Dusseau,	Millington,	Ward,
Eaton,	Newman,	Wendell,
Eck,	Norton,	Westover,
Goodrich,	Putnam,	White,
Grant,	Riopelle,	Wilcox,
Hubbard,	Rowlson,	W. D. Williams,
Hurlbut,	Seward,	Woodard,
Huston,	Shaw,	Speaker,
Hutchinson,		58

NAYS.

Mr. Brownell,	1
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Title agreed to.

On motion of Mr. Shier,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 346, entitled

A bill to enable practical mechanics to establish coöperative companies,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hartson,	Mr. Rowlson,
Barnaby,	Horton,	Seward,

Baxter,	Hubbard,	Shaw,
Beall,	Hurlbut,	Sheldon,
Bostwick,	Huston,	Shier,
Boynton,	Hutchinson,	Sickels,
R. V. Briggs,	Ingersoll,	Smith,
Brownell,	L. Kendrick,	Snell,
Cameron,	Kingsley,	Stannard,
B. Clark,	Lane,	Stewart,
O. Clark,	Lee,	Stockbridge,
Crane,	Lovell,	Swift,
Crossman,	Mandigo,	Ternes,
Davis,	McCowan,	Thompson,
Doty,	McKernan,	Wagner,
Dussean,	Mead,	Walton,
Eaton,	Miller,	Wendell,
Eck,	Millington,	White,
Elliott,	Newman,	Wilcox,
Gay,	Norton,	H. G. Williams,
Goodrich,	Putnam,	W. D. Williams,
Grant,	Riopelle,	Speaker,
Harris,		

67

NAYS.

0

Mr. Crossman moved to amend the title so that it should read:

"A bill to provide for the incorporation of cooperative and mutual benefit associations;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Harris,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 358, entitled

A bill to establish and organize fractional school district No. 7, of the townships of Lenox and Chesterfield, in the county of Macomb, State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Grant,	Mr. Seward,
Barnaby,	Harris,	Shaw,
Baxter,	Horton,	Sheldon,

Beall,	Hurlbut,	Shier,
Bostwick,	Hutchinson,	Sickels,
Boynnton,	Ingersoll,	Snell,
R. V. Briggs,	F. G. Kendrick,	Stannard,
Brownell,	Kingsley,	Stewart,
Cameron,	Lane,	Stockbridge,
B. Clark,	Lovell,	Ternes,
O. Clark,	Mandigo,	Thompson,
Crane,	Mason,	Wagner,
Davis,	McCowen,	Walton,
Doty,	McKernan,	Weier,
Dusseau,	Miller,	White,
Eaton,	Millington,	Wilcox,
Eck,	Newman,	H. G. Williams,
Elliott,	Norton,	Yawkey,
Gay,	Putnam,	Speaker,
Goodrich,	Riopelle,	
	NAYS.	59
		0

Title agreed to.

On motion of Mr. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 286, entitled

A bill to provide for laying out and establishing a State road from the township of Chesaning to the township of Spaulding, all in the county of Saginaw, and to appropriate swamp lands to aid in the construction of the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Shaw,
Avery,	Hubbard,	Sheldon,
Barnaby,	Hurlbut,	Sickels,
Baxter,	Huston,	Smith,
Beall,	Hutchinson,	Snell,
Boynnton,	Ingersoll,	Stannard,
R. V. Briggs,	Kingsley,	Stewart,
Brownell,	Lane,	Stockbridge,
Cameron,	Lee,	Thompson,
B. Clark,	Mason,	Vowles,
O. Clark,	McCowen,	Wagner,
Crane,	McKernan,	Ward,
Doty,	Mead,	Wendell,

Dusseau,  
Eaton,  
Eck,  
Gay,  
Grant,  
Harris,

Miller,  
Newman,  
Norton,  
Riopelle,  
Seward,

Westover,  
H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

55.

## NAYS.

Mr. Bostwick,  
Davis,  
Elliott,  
Goodrich,  
Lovell,

Mr. Mandigo,  
Millington,  
Murray,  
Putnam,  
Shier,

Mr. Walton,  
Weier,  
White,  
Wilcox,

14.

Title agreed to.

On motion of Mr. Yawkey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 359, entitled

A bill to amend act number 214, of the session laws of 1865, approved March 18th, 1865, entitled an act to amend an act entitled an act to incorporate the village of Mackinaw, approved March 25th, 1848, and numbered 108, and to add certain sections thereto, by adding two new sections thereto, to stand as sections 33 and 34,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
Boynton,  
R. V. Briggs,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Dusseau,  
Eaton,

Mr. Hubbard,  
Hurlbut,  
Hutchisson,  
Ingersoll,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lovell,  
Mandigo,  
Mason,  
McCowan,  
McKernan,  
Mead,  
Miller,  
Millington,  
Murray,

Mr. Shaw,  
Sheldon,  
Shier,  
Sickels,  
Smith,  
Stannard,  
Stewart,  
Stockbridge,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walton,  
Weier,  
Wendell,  
Westover,

Eck,  
Gay,  
Goodrich,  
Grant,  
Harris,  
Horton,

Newman,  
Norton,  
Putnam  
Riopelle,  
Romeyn,  
Seward,

White,  
Wilcox,  
H. G. Williams  
W. D. Williams  
Yawkey,  
Speaker, 6

NAYS.

Title agreed to.

On motion of Mr. McKernan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 363, entitled

A bill to organize the county of Charlevoix,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
Boynton,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Goodrich,  
Grant,  
Harris,  
Horton,  
Hubbard,

Mr. Hurlbut,  
Hutchinson,  
Ingersoll,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Millington,  
Murray,  
Newman,  
Norton,  
Putnam,  
Riopelle,  
Romeyn,  
Seward,  
Shaw,

Mr. Sheldon,  
Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walton,  
Ward,  
Weier,  
Wendell,  
Westover,  
Wilcox,  
Wilcox,  
H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

70

NAYS.

0

Title agreed to.

On motion of Mr. McKernan,



By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 137, entitled

A bill to facilitate getting out logs and timber from timbered lands in Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Snell moved to amend by inserting before the word "and," in line 5, of section one, and line 1, of section 2, the word "unimproved;"

Which was agreed to.

Mr. Snell moved to further amend by striking out in line 2, of section 2, the words "improved or;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sheldon,
Avery,	Hurlbut,	Shier,
Baxter,	Huston,	Sickels,
Beall,	Hutchinson,	Snell,
Bostwick,	Ingersoll,	Stannard,
Boydton,	F. G. Kendrick,	Stewart,
R. V. Briggs,	Kingalev,	Stockbridge,
Brownell,	Lane,	Ternes,
Cameron,	Lee,	Thompson,
B. Clark,	Lovell,	Vowles,
O. Clark,	Mason,	Wagner,
Doty,	McCowen,	Ward,
Dusseau,	Miller,	Weier,
Elliott,	Newman,	Westover,
Gay,	Plimpton,	White,
Goodrich,	Putnam,	Wilcox,
Grant,	Riopelle,	H. G. Williams,
Harris,	Romeyn,	Yawkey,
Holt,	Rowlson,	Speaker,
Horton,	Seward,	

59

NAYS.

Mr. Crane,	Mr. Murray,	Mr. Smith,
Davis,	Norton,	Walton,

Eaton,  
Eck,

Shaw,

W. D. Williams,  
10

Title agreed to.

House bill No. 262, entitled

A bill for the establishment, endowment and support of the college of homeopathy in the University of Michigan, and to repeal act 100, of the session laws of 1855, approved February 12, 1855,

Was read a third time and not passed, a majority of all the Senators elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,  
Baxter,  
G. G. Briggs,  
Cameron,  
Crane,  
Crossman,  
Davis,  
Doty,  
Dusseau,  
Goodrich,  
Grant,  
Harris,  
Hubbard,  
Hurlbut,

Mr. Ingersoll,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Murray,  
Newman,

Mr. Osborn,  
Rowlson,  
Seward,  
Shaw,  
Sheldon,  
Snell,  
Stannard,  
Vowles,  
Walton,  
White,  
H. G. Williams,  
W. D. Williams,  
Woodard,  
Yawkey, 42

#### NAYS.

Mr. Avery,  
Barnaby,  
Beall,  
Bostwick,  
Boynnton,  
R. V. Briggs,  
Brownell,  
B. Clark,  
Eck,  
Elliott,  
Gay,  
Hartson,  
Holt,

Mr. Huston,  
Hutchinson,  
Klein,  
Mandigo,  
Millington,  
Norton,  
Plimpton,  
Purcell,  
Putnam,  
Riopelle,  
Romeyn,  
Shier,

Mr. Sickels,  
Slayton,  
Smith,  
Stewart,  
Stockbridge,  
Ternes,  
Thompson,  
Ward,  
Wendell,  
Westover,  
Wilcox,  
Speaker,

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Mr. Stockbridge, by unanimous consent, offered the following:

*Resolved*, That the use of this Hall be granted to the

"Women's Educational Association of Michigan," Monday evening next;

Which was adopted.

Mr. Yawkey moved that the House adjourn;

Which motion did not prevail.

On motion of Mr. Cameron,

The House took a recess until 7½ o'clock this evening.

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EVENING SESSION.

7½ o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

GENERAL ORDER.

On motion of Mr. Plimpton,

The House went into committee of the whole, on the general order,

Mr. Snell in the chair.

After some time spent therein, the committee rose, and through the chairman, reported that there was not a quorum of the House present.

Mr. Horton moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Avery, Baxter, Beall, Crossman, Davis, Doty, Gay, Gifford, Harris, Hartson, Holt, Hurlbut, Hutchinson, F. G. Kendrick, Kingaley, Lee, Mandigo, Miles, Murray, Norton, Osborn, Plimpton, Riopelle, Romeyn, Rowison, Seward, Smith, Stockbridge, Swift, Ternes, Thompson, Vowles, Ward, Weier, Westover, White, Wilcox, H. G. Williams and Yawkey.

On motion of Mr. Horton,

The Sergeant-at-Arms was dispatched after the absentees.

The Sergeant-at-Arms announced Mr. F. G. Kendrick at the bar of the House.

On motion of Mr. Dussean,

Mr. F. G. Kendrick was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Riopelle at the bar of the House.

On motion of Mr. Stewart,

Mr. Riopelle was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Rowlson at the bar of the House.

On motion of Mr. Boynton,

Mr. Rowlson was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. Miles at the bar of the House.

On motion of Mr. Brownell,

Mr. Miles was admitted within the bar, rendered an excuse, and took his seat.

The Sergeant-at-Arms announced Mr. H. G. Williams at the bar of the House.

On motion of Mr. Brownell,

Mr. H. G. Williams was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Horton,

All further proceedings under the call were dispensed with.

#### GENERAL ORDER.

On motion of Mr. Slayton,

The House went into committee of the whole, on the general order,

Mr. Snell in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 308, entitled

A bill to amend section 25, of chapter 10, of the revised statutes of 1846, being section 359, of compiled laws, relating to the powers and duties of the board of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers.

2. House bill No. 309, entitled

A bill to grant further time to the supervisor of Kalamazoo township, in the county of Kalamazoo, to perfect the assessment rolls of said township;

3. House bill No. 310, entitled

A bill to prevent and punish persons from breaking locks and chains attached to boats, and suffering the same to float away, upon the inland lakes, rivers and streams in the State of Michigan;

4. House bill No. 311, entitled

A bill to amend chapter 68 of the compiled laws, in reference to religious societies, by adding six new sections;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

5. Senate bill No. 69, entitled

A bill to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl;

6. House bill No. 306, entitled

A bill requiring registers of deeds to furnish abstracts of title to lands;

7. House bill No. 307, entitled

A bill to secure uniformity in the surveys, field notes, diagrams and records of State roads; to require copies to be made, filed and kept, and to provide for the payment of all necessary expenses attending the same;

8. House bill No. 313, entitled

A bill to amend act No. 76, of the laws of 1867, approved

March 21, 1867, being "An act to provide for the appointment of a commissioner, to be known as the swamp land State road commissioner;"

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bill:

9. House bill No. 269, entitled

A bill to amend an act entitled "An act relative to laying out, altering and discontinuing highways," approved March 15, 1861;

Have directed their chairman to report the same back to the House, with the recommendation that it be recommitted to the committee on State affairs.

The committee of the whole have also had under consideration the following entitled bills:

10. House bill No. 283, entitled

A bill to repeal act No. 55, of the session laws of 1867, approved March 13, 1867, being "An act to provide for county superintendents of schools, and to revise sections 74, 85, 86, 87, 88, 89 and 90, and to amend section 91, of chapter 78, of compiled laws;"

11. House bill No. 284, entitled

A bill to provide for the election of township superintendents of primary schools, and to amend certain sections of act No. 55, of the session laws of 1867;

Have directed me to report the same back to the House with the recommendation that they be laid on the table.

The committee of the whole have also had under consideration the following entitled joint resolutions:

1. House joint resolution No. 27, entitled

Joint resolution urging upon our Senators and Representatives in Congress the importance of securing a land or money grant, to aid in the construction of a railroad under the Detroit river;

2. House joint resolution No. 28, entitled

Joint resolution proposing amendment to section 7, of article 15, of the Constitution of Michigan, in relation to liabilities of stockholders in joint stock corporations or associations;

3. House joint resolution No. 29, entitled

Joint resolution providing for letting to the lowest bidder, contracts to supply the State Prison and State Reform School with goods manufactured in this State, composed of wool, or partly of wool and partly of cotton;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

JOSEPH W. SNELL, *Chairman.*

Report accepted and committee discharged.

The first four named bills were placed on the order of third reading.

On motion of Mr. Riopelle,

The House concurred in the amendments made to the fifth, sixth, seventh and eighth named bills by the committee, and the bills were placed on the order of third reading.

On motion of Mr. Cameron,

The House concurred in the recommendation of the committee relative to the ninth named bill, and the bill was recommended to the committee on State affairs.

On motion of Mr. Cameron,

The House concurred in the recommendation of the committee relative to the tenth and eleventh named bills, and the bills were laid on the table.

The joint resolutions were placed on the order of third reading.

On motion of Mr. Plimpton,

The House adjourned until to-morrow morning at 9 o'clock.

*Lansing, Saturday, March 27, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Weed.

Roll called: quorum present.

Absent without leave: Messrs. Hunt, Goodrich, L. Kendrick and Ward.

Mr. Hubbard asked and obtained leave of absence for Mr. Hunt, for an indefinite time, on account of sickness.

Mr. Vowles asked and obtained leave of absence for Mr. L. Kendrick.

Mr. Hutchinson asked and obtained leave of absence for Mr. Goodrich, until Monday.

Mr. Miller asked and obtained leave of absence for Mr. Ingersoll, for Monday next.

Mr. O. Clark asked and obtained leave of absence for himself, until Monday afternoon.

#### PRESENTATION OF PETITIONS.

By Mr. Ternes: remonstrance against Senate manuscript bill exempting certain townships in Wayne county, from the operation of the drainage law.

Referred to the committee on drainage.

#### REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 106, being

A bill to amend chapter 51, of the compiled laws, relating to the destruction of wolves and other noxious animals, by adding a new section thereto, to stand as section 13 of said chapter,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*



Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on State affairs:

The committee on State affairs, to whom was referred

A bill requiring the Auditor General to provide an official seal for use in his office, in lieu of acknowledgments,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cogshall,

The bill was laid on the table.

By the committee on religious and benevolent societies:

The committee on religious and benevolent societies, to whom was recommitted House bill No. 18, entitled

A bill to authorize the trustees of the Methodist Episcopal Church of Dansville, Ingham county, to sell and convey certain real estate,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to authorize the Methodist Episcopal Church of Dansville, Ingham county, to sell and convey certain real estate;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JAMES ASHLEY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Cogshall,

The House concurred in the adoption of the substitute reported by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Shaw,
Avery,	Hutchinson,	Sheldon,
Barnaby,	F. G. Kendrick,	Shier,
Baxter,	Kingsley,	Sinkels,
Blake,	Klein,	Slayton,
R. V. Briggs,	Lane,	Smith,
Brownell,	Lee,	Snell,
Cameron,	Lovell,	Stannard,
B. Clark,	Mandigo,	Stewart,
O. Clark,	Mason,	Stockbridge,
Cogshall,	McCowan,	Swift,
Crane,	McKernan,	Thompson,
Crossman,	Miles,	Vowles,
Davis,	Miller,	Wagner,
Doty,	Millington,	Walton,
Dussean,	Murray,	Weier,
Eaton,	Osborn,	Westover,
Eck,	Plimpton,	White,
Elliott,	Putnam,	Wilcox,
Gay,	Romeyn,	H. G. Williams,
Harris,	Rowlson,	Yawkey,
Hartson,	Seward,	Speaker,
Hubbard,		

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## NAYS.

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Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on internal improvements:

The committee on internal improvements, to whom was referred

A bill to amend an act entitled "An act to provide for the incorporation of railroad companies," approved Feb. 12, 1855, by adding a new section thereto, to stand as section 67,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to

the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

R. B. SMITH, *Chairman*.

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred the remonstrance of Mathias A. Aten and 129 others, citizens of Tecumseh, against dividing the township of Tecumseh;

Also: the petition of Perley Bills and 52 others, citizens of Tecumseh, asking for the division of said township;

Also: two petitions from James Nobles, C. D. Larned, J. W. Stevens and 257 others, citizens of Tecumseh, asking that the question of division be submitted to the electors of said township before the law be allowed to take effect;

Also: two remonstrances from D. Keyes, Christian Hardwick and 333 others, citizens of the new township of Clinton, against any legislation to change the present status of that township, dated respectively March 17 and March 20, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the following state of facts:

The old township of Tecumseh contained two villages, viz: Tecumseh, situated near the centre of the south line of the south half, and Clinton, about five miles distant, situated west of the centre, and near the north line of the north half; that township meetings were held alternately in the two villages; that the whole township contained about one thousand voters, and had an assessed valuation of about \$1,100,000; that the act entitled "An act to incorporate the township of Clinton, in the county of Lenawee," was approved March 12, 1869, and was ordered to take immediate effect, dividing the township of Tecumseh into two equal parts, on the centre line running east

and west; that the township of Tecumseh, as now constituted, contains about six hundred voters and \$640,000 of assessed valuation; that the new township of Clinton contains about four hundred voters and \$460,000 of assessed valuation; that the act referred to had taken effect several days before any of the petitions or remonstrances above referred to were received by your committee, and that the two townships have now been in actual existence fifteen days.

Your committee are, therefore, of opinion that it is too late to submit the question of the division of said township of Tecumseh to the decision of the electors of either or both of said townships. The only question that could now be so submitted is the one to re-unite said townships, which question, as a matter of justice and necessity, would have to be submitted to the electors of both townships, and ought to receive an affirmative majority vote of the electors of each township. But your committee have before them a remonstrance against any legislation to change the present status of the new township of Clinton, signed by three hundred and thirty-five of the estimated number of four hundred electors in Clinton. It could hardly be expected that the proposition would receive a favorable majority vote, after more than four-fifths of the electors had remonstrated against it, in one of the townships. From the other township, Tecumseh, we have no separate expression of opinion, as the remonstrance against the division, signed by one hundred and thirty persons, the petition for the division having fifty-three signers, and the two petitions with two hundred and sixty signatures asking for the submission of the question to the electors before the law be allowed to take effect, all without dates, all represent the sentiments of electors in both townships. We are, therefore, unable to form an opinion as to the wishes of a majority of the electors of the separate township of Tecumseh upon the matter.

A majority of your committee would also say that a bill was drawn up and presented to them by Hon. B. L. Baxter, providing for the submission of the question of division to the

electors, before the law should have effect. But in view of all the facts above submitted, they cannot recommend the passage of the bill.

Your committee have not thought proper, in this report, to enter into an investigation of the constitutional power of the Legislature to enact a law and by the same law provide that its taking effect shall depend upon a favorable vote of the people, or upon the happening of any contingency, or, in other words, the power of the Legislature to delegate to others the law-making power, when not expressly allowed or required so to do by the constitution. A full discussion of this question was had in the case of *The People vs. Collins*, reported in Gibbs' Michigan Reports, pp. 343 to 427, where the supreme court were equally divided. In that case, however, the law in question was a general law of the State, popularly known as "The prohibitory liquor law of 1853." Even if it be admitted that the Legislature cannot submit for the approval of a popular vote, any general law, still it can be maintained with more show of reason that they can submit a matter, local in its nature and effect, to the approval of those to be affected by it. We cannot now discuss this question, being satisfied to rest our recommendation on the facts of the case, and not upon doubted and unsettled law.

The committee have therefore directed me to report all the papers back to the House, recommending that they be laid upon the table, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Blake,

The petitions and remonstrances were laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend chapter 56, of the compiled laws, by adding:  
six new sections thereto;

Also,

A bill to amend an act relating to corporations for certain purposes, by adding three new sections thereto;

Also: the petition of August Marxhausen, president, and 37 others, citizens of Detroit, and members of the Detroit Building and Saving Associations, asking for the passage of the first named bill to incorporate said association,

Respectfully report that they have had the same under consideration, and have found that the object sought to be obtained by both bills is a laudable one, it being to authorize the incorporation of associations of workmen for mutual help, in purchasing lots and buildings and providing homes for themselves. A small initiation fee is required and a small weekly or monthly due from each member; the money thus obtained is loaned to one or more of the members for the purpose above named, he being required to give security to repay the amount in convenient payments.

Your committee have therefore condensed the two bills into one, in order to get all necessary provisions in the shortest space, and have directed me to report both bills back to the House, recommending that the last named bill and the petition be laid upon the table, and that the accompanying amendments to the first named bill be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

The last named bill, petitions and remonstrances were laid on the table.

On motion of Mr. Baxter,

The House concurred in the amendments made to the first named bill by the committee.

On motion of Mr. Westover,

The rules were suspended, and the bill was placed on its immediate passage.

Mr. Huston moved to reconsider the vote by which the rules

were suspended, and the bill placed on its immediate passage;

Which motion did not prevail.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Huston moved that the bill be laid on the table and printed in the journal;

Which motion did not prevail.

On motion of Mr. Purcell,

The bill was laid on the table and ordered printed.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to repeal an act to incorporate the Flint and Fentonville plank road company, approved April 3, 1848;

Also: a petition from J. G. Crawford and 67 others, citizens of Fentonville, asking that the said charter be repealed, for the reason that the road is not such a one as the law requires;

Also: two petitions from H. C. VanTiffin and 64 others, citizens of Flint and vicinity, and from Geo. S. Woodhull and 89 others, citizens of the town of Fenton, both for the same purpose;

Also: an affidavit of J. L. Cornell and 13 others, showing the condition of the road,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

Mr. Klein moved that the bill be laid on the table, and ordered printed;

On motion of Mr. Horton,

The rules were suspended, and the bill was placed on the order of third reading.

The petitions were laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 178, entitled

A bill to incorporate the village of Midland City,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Harris,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Newman,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 100, entitled

A bill to repeal the charter of the Monroe and Saline plank road company,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

Mr. Harris moved that the rules be suspended, and the bill placed on the order of third reading;

Which motion did not prevail.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.



By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to incorporate the Machinists' and Blacksmiths' Union No. 2, of Michigan;

Also, the petition of E. Long and 36 others, members of said Union, asking for the passage of the bill,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to authorize the incorporation of Trades Unions as Mechanics' Associations under the provisions of chapter 62 of the compiled laws;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McCowen,

The House concurred in the adoption of the substitute reported by the committee.

Mr. Harris moved that the rules be suspended, and the bill placed on the order of third reading;

Which motion did not prevail.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 189, entitled

A bill to provide for the incorporation of savings' associations;

Also,

A bill in relation to the organization of trust companies;

Also,

A bill to provide for the incorporation of savings' associations,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House, with the accompanying amendment to the first named bill, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and that the other named bills be laid on the table, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman*.

Report accepted and committee discharged.

The first named bill was referred to the committee of the whole, and placed on the general order.

On motion of Mr. Baxter,

The two last named bills were laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations to whom was referred

A bill to amend an act entitled an act to incorporate the city of Ann Arbor;

Also: petition of John B. Colton, John Elis and 40 others, citizens of Kent county, asking an amendment to the general plank road law;

Also: petition of G. A. Hathaway, B. F. Humphrey, W. G. Smith and 87 others, citizens of the village of Palmyra, in Lenawee county, asking for the passage of a law to prevent persons from riding or driving on sidewalks,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that all be laid on the table, ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCowen,

The bill and petitions were laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was recommitted House bill No. 279, entitled

A bill to amend an act entitled "An act to revise the charter

of the city of Detroit," approved February 5, 1857, as amended by several acts amendatory thereof,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Purcell,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Purcell,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to authorize the common council of the village of Lowell, in the county of Kent, to cause a re-survey and re-platting of said village to be made and recorded, and to assess and collect the necessary expenses therefor;

Also: the petition of J. C. Train, S. Hunt, E. W. Avery, John Taylor and 107 other citizens of said village, asking for the passage of said bill,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order,

The petition was laid on the table.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to amend an act to incorporate the village of Lowell, approved March 15, 1861, as amended by act No. 169, of the session laws of 1865, approved March 14, 1865;

Also: the petition of R. Hunter, Jr., John A. Peck, E. R. Craw, C. R. Hine, and 116 others, citizens of said village, asking for the passage of said bill to enlarge the boundaries of the village;

Also: the petition of John Blain, W. R. Blaisdell, John B. Shear, Jedediah H. Wood, U. B. Williams, and 17 others, asking for an enlargement of the boundaries of Lowell village, but remonstrating against the limits proposed in the above named bill;

Also: two other remonstrances on both sides of the subject, and a map of the said village;

Also: the petition of M. M. Perry, D. M. Noyes, H. H. Vinton, J. C. and Oel Train, and 95 others, citizens of Lowell, asking that Washington street in said village be made a public highway,

Respectfully report that they have had the same under consideration, and have directed me to report the bill back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The House concurred in the amendment made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

The petitions were laid on the table.

By the committee on ways and means:

The committee on ways and means, to whom was referred Senate bill No. 188, entitled

A bill making appropriations to pay the arrearages of the Michigan Institution for educating the Deaf and Dumb and the Blind, for the years 1867 and 1868, and for the support thereof for the years 1869 and 1870,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred Senate bill No. 194, entitled

A bill to provide for repairing and finishing the State Prison, and for making certain additions and improvements thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred House bill No. 49, entitled

A bill to amend an act entitled "An act to prevent fishing with seines and every kind of continuous nets, in the waters of the counties of Branch, Livingston, Cass, St. Joseph, Kent,

Ionis, Genesee, Calhoun and Macomb," approved March 9, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to amend act No. 38, entitled "An act to prevent fishing with seines and every kind of continuous nets, in the waters of the counties of Branch, Livingston, Cass, St. Joseph, Kent, Ionia, Genesee, Calhoun, or any of the lakes, rivers or streams of Macomb county," approved March 9, 1867;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

J. A. T. WENDELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. McKernan,

The House concurred in the adoption of the substitute reported by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sanford,
Avery,	Hurlbut,	Shaw,
Barnaby,	Ingersoll,	Sheldon,
Baxter,	F. G. Kendrick,	Shier,
Beall,	Kingsley,	Smith,
Blake,	Klein,	Snell,
Bostwick,	Lane,	Stannard,
R. V. Briggs,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	McCowen,	Tarnes,
Cogshall,	McKernan,	Vowles,
Crane,	Millington,	Wagner,
Davis,	Newman,	Weier,
Doty,	Norton,	Wendell,
Dusseau,	Osborn,	White,
Eaton,	Plimpton,	Wilcox,

Eck,	Purcell,	W. D. Williams,	
Elliott,	Putnam,	Woodard,	
Gay,	Riopelle,	Yawkey,	
Harris,	Romeyn,	Speaker,	62
Horton,	Rowlson,		
	NAYS.		0

Title agreed to.

Mr. Wilcox moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to amend an act entitled "An act to incorporate the village of Petersburg," approved March 19th, 1869, by adding a new section thereto;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Dusseau,

The rules were suspended, and the bill was placed on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 369, entitled

A bill to enable the Lapeer and Port Huron plank road company to charge and receive additional tolls for travel over their road;

In the passage of which the Senate has concurred by a two-thirds vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

Senate bill No. 325, entitled

A bill to revise the charter of the city of Lansing,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 5, section 32, title 6, the words "one-half," and inserting in place thereof the words "three-fourths," and also by adding to said section the words "with the accumulated interest;"

2. By adding to sections 6, title 8, the words "unless the attorney of the city, or the prosecuting attorney for the county of Ingham, shall otherwise direct;"

3. By striking out sections 6, 7 and 8, title 11, and changing



printed section 9 to section 6, and by adding to said printed section 9, the following: "*Provided*, That nothing in this act shall be construed to repeal, or in any manner interfere with the provisions of an act entitled 'An act to authorize the assessment and collection of a tax to defray the expense of grading Cedar street, in the city of Lansing,' approved March 24, 1869;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Brownell moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Romeyn,
Avery,	Hubbard,	Sanford,
Barnaby,	Hurlbut,	Seward,
Baxter,	Hutchinson,	Shaw,
Beall,	Ingersoll,	Sheldon,
Blake,	F. G. Kendrick,	Sickels,
Bostwick,	Kingsley,	Smith,
Boynnton,	Klein,	Snell,
R. V. Briggs,	Lane,	Stannard,
Brownell,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	McCowen,	Ternes,
Cogshall,	McKernan,	Thompson,
Crane,	Mead,	Wagner,
Doty,	Millington,	Weier,
Dusseau,	Murray,	Westover,
Eaton,	Newman,	White,
Eck,	Norton,	Wilcox,
Elliott,	Osborn,	W. D. Williams,
Gay,	Purcell,	Woodard,
Grant,	Putnam,	Yawkey,
Holt,	Riopelle,	Speaker,

66

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to amend sections 1 and 8, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner, to be known as the swamp land State road commissioner," approved March 21, 1867;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on public lands.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House manuscript bill entitled,

A bill to incorporate the village of Chesaning, in Saginaw county,

And to inform the House that the Senate has amended the same by striking out all of section 1, article 10, to and including the word "for," in line 5, and inserting in place thereof, the following:

"Sec. 1. The assessor shall have such powers, and discharge the duties prescribed;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Ingersoll moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Rowson,
Avery,	Hubbard,	Sanford,
Barnaby,	Hurlbut,	Seward,
Baxter,	Huston,	Shaw,
Beall,	Hutchinson,	Sheldon,
Blake,	Ingersoll,	Shier,
Bostwick,	F. G. Kendrick,	Smith,
Boynton,	Kingsley,	Snell,
R. V. Briggs,	Lane,	Stannard,
Brownell,	Lee,	Stewart,
B. Clark,	Lovell,	Stockbridge,
Cogahall,	McCowen,	Thompson,
Crane,	McKernan,	Vowles,
Doty,	Miller,	Wagner,
Dussean,	Murray,	Walton,
Eaton,	Newman,	Weier,
Eck,	Norton,	Wilcox,
Elliott,	Osborn,	H. G. Williams,
Gay,	Putnam,	W. D. Williams,
Grant,	Riopelle,	Yawkey,
Harris,	Romeyn,	Speaker,
Holt,		

64

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 214, entitled

A bill to amend section 1687 of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of county agricultural societies;

Which the Senate amended by striking out the last proviso thereto, relative to horse-racing,

And in which amendment the House refused to concur; and to inform the House that the Senate recedes from its amendment.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 246, entitled

A bill to incorporate the village of Benton Harbor,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 5, section 2, article 4, the words "and impartially;"

2. By striking out in line 53, section 2, article 6, the words "tax or;"

3. By striking out all of section 1, article 10, to and including the word "for," in line 4, and inserting the following in place thereof: "Sec. 1. The assessor shall possess the powers and discharge the duties prescribed;"

4. By striking out in lines 2 and 3, section 2, article 18, the word "honorable," and inserting in place thereof the word "impartially;"

5. By striking out in line 2, section 2, article 19, the words "provided that;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. B. Clark moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Gay,	Mr. Seward,
Avery,	Grant,	Shaw,
Barnaby,	Harris,	Shier,
Baxter,	Horton,	Smith,
Beall,	Hubbard,	Snell,
Blake,	Huston,	Stannard,
Bostwick,	Hutchinson,	Stewart,
Boynton,	Ingersoll,	Stockbridge,
R. V. Briggs,	F. G. Kendrick,	Thompson,
Brownell,	Kingsley,	Vowles,
Cameron,	Lane,	Wagner,
B. Clark,	Lee,	Walton,
Cogshall,	Lovell,	Weier,
Crane,	McCowen,	Wendell,
Davis,	Miller,	Westover,
Doty,	Newman,	Wilcox,
Dussean,	Osborn,	H. G. Williams,
Eaton,	Putnam,	W. D. Williams,
Eck,	Riopelle,	Yawkey,
Elliott,	Romeyn,	Speaker,

60

0

NAYS.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 218, entitled

A bill to amend sections 3 and 6 of an act entitled "An act to accept the grant of lands made to the State of Michigan by the United States, to aid in the construction of a military road from Fort Wilkins, Copper Harbor, to the Wisconsin line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4, 1864;

2. Senate bill No. 215, entitled

A bill to amend sections 32 and 33, of an act entitled "An act to provide for the incorporation of railroad companies," approved February 12, 1855, and section 45 of said act, as amended by section 5, of act No. 173, of the session laws of 1861, approved March 15, 1861;

3. Senate bill No. 218, entitled

A bill to amend section 57, of chapter 90, of the revised statutes of A. D. 1846, and the act amendatory thereof, approved January 29, 1858, relative to the examination of witnesses, in cases in chancery;

4. Senate bill No. 219, entitled

A bill to amend section 5726 of the compiled laws, being section 16, of chapter 180, of said laws, relative to offenses against persons;

5. Senate bill No. 220, entitled

A bill to amend section 4746, of the compiled laws, relating to proceedings against debtors by attachment;

Which have passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on banks and incorporations.

The third, fourth and fifth named bills were read a first and second time by their titles, and referred to the committee on the judiciary.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 277, entitled

A bill to incorporate the city of Big Rapids, and to organize the township of Big Rapids,

And to inform the House that the Senate has amended the same, as follows:

1. By striking out in line 2, section 5, the word "first," and inserting in place thereof, the word "third;"

2. By striking out in line 1, section 24, the word "being," and inserting in place thereof, the words "shall be;"

Also, by striking out all of said section after the word "peace," where it first occurs in line 2;

3. By striking out the word "persons" where it last occurs in line 7, section 26;

4. By striking out the proviso, commencing in line 10, section 34;

5. By striking out in line 2, section 53, the words "in his own name or;"

6. By striking out in line 1, section 59, the words "mayor or;"

7. By inserting after the words "Big Rapids," in line 2, section 66, the words "on third Monday of April;"

8. By striking out all of section 14, and re-numbering the

then succeeding sections to correspond; divide printed section 17, and insert "section 17," after the word "peace," in line 3;

9. By inserting "section 20" after "order," in line 5;

10. By changing the number of sections "20" and "21," as printed, to sections "21" and "22," and by striking out section 22;

In the passage of which, as thus amended, the Senate has concurred, by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Lovell moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Romeyn,
Avery,	Huston,	Shaw,
Barnaby,	Hutchinson,	Sheldon,
Baxter,	Ingersoll,	Shier,
Beall,	F. G. Kendrick,	Snell,
Bostwick,	Kingale, y,	Stannard,
R. V. Briggs,	Lane,	Stewart,
Brownell,	Lee,	Stockbridge,
Cameron,	Lovell,	Swift,
B. Clark,	McCowan,	Thompson,
Cogshall,	McKernan,	Walton,
Crane,	Mead,	Weier,
Davis,	Murray,	Westover,
Doty,	Newman,	White,
Dusseau,	Norton,	Wilcox,
Eaton,	Osborn,	H. G. Williams,
Eck,	Purcell,	W. D. Williams,
Elliott,	Putnam,	Yawkey,
Gay,	Riopelle,	Speaker,
Grant,		

58

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:



SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 271, entitled

A bill to incorporate the village of South Haven,

And to inform the House that the Senate has amended the same, as follows:

1. By adding to section 1 the following: "Be and the same is hereby constituted a village corporate, under the name of the village of South Haven;"

2. By striking out in line 3, of section 3, the words "two clerks," and inserting "one clerk;"

3. By striking out in line 22, section 3, the words "or on the next day;"

4. By striking out in line 8, section 4, the words "and impartially to execute and;"

5. By striking out in line 10, section 5, the words, "provided that said corporation shall not be sued except in a court of record;"

6. By striking out in line 8, of section 9, the word "necessary," and inserting in place thereof the word "exceeding;"

7. By striking out in line 35, section 14, the word "tax;"

8. By striking out in line 13, section 16, the word "six," and inserting "twelve;"

9. By inserting the syllable "in," after "with," in line 4, section 18;

10. By inserting in line 17, section 23, after "each," the word "week;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Brownell moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. F. G. Kendrick,	Mr. Shaw,
Barnaby,	Kingsley,	Sheldon,
Beall,	Lane,	Shier,
Bostwick,	Lee,	Slayton,
Boynton,	Lovell,	Snell,
Brownell,	McCowan,	Stannard,
B. Clark,	McKernan,	Stewart,
Crane,	Mead,	Stockbridge,
Davis,	Miller,	Thompson,
Doty,	Millington,	Vowles,
Dussean,	Murray,	Walton,
Eck,	Newman,	Weier,
Elliott,	Norton,	Westover,
Gay,	Osborn,	White,
Grant,	Purcell,	Wilcox,
Harris,	Putnam,	H. G. Williams,
Horton,	Riopelle,	W. D. Williams,
Huston,	Romeyn,	Yawkey,
Hutchinson,	Rowson,	Speaker,
Ingersoll.	Seward,	

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## NAYS.

Mr. Eaton,

1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 200, entitled

A bill to reorganize the township of Caledonia, in the county of Shiawassee,

And to inform the House that the Senate has amended the same by inserting after the words "Guy N. Roberts," in line 3, of section 2, the words "and the supervisor, John

M. Fitch;" also, by striking out of the same line and section, the words "Edward Rose;" also, by inserting after the word "clerk," in line 3, section 2, the words "Joseph Kelley;" also, by inserting after the word "and," in line 4, section 2, the words "the said supervisor shall be chairman, which board shall;" also, by striking out the words "they shall appoint a chairman;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Ingersoll moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Sheldon.
Barnaby,	Kingsley,	Shier,
Bostwick,	Lane,	Smith,
Boynton,	Lee,	Snell,
R. V. Briggs,	Lovell,	Stannard,
Brownell,	McCowan,	Stewart,
B. Clark,	McKernan,	Stockbridge,
Oogahall,	Miller,	Swift,
Crane,	Millington,	Thompson,
Davis,	Murray,	Vowles,
Doty,	Newman,	Walton,
Dusseau,	Norton,	Weier,
Eck,	Osborn,	Westover,
Elliott,	Purcell,	White,
Gay,	Putnam,	Wilcox,
Grant,	Riopelle,	H. G. Williams,
Harris,	Romeyn,	W. D. Williams,
Hubbard,	Seward,	Yawkey,
Huston,	Shaw,	Speaker,
Hutchinson,		

58

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 808, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a State ditch in Tuscola county,

And to inform the House that the Senate has amended the same by striking out in line 4 of section 3, the words "outside of the swamp land fund;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

Mr. Huston moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shaw,
Barnaby,	Hutchinson,	Sheldon,
Blake,	Ingersoll,	Shier,
Boynton,	Lane,	Smith,
R. V. Briggs,	McCowen,	Snell,
Brownell,	McKernan,	Stewart,
B. Clark,	Mead,	Stockbridge,
Cogshall,	Miller,	Swift,
Crane,	Millington,	Thompson,
Davis,	Murray,	Vowles,
Doty,	Newman,	Walton,
Dusseau,	Norton,	Weier,
Eck,	Osborn,	Westover,
Elliott,	Purcell,	White,

Gay,  
Grant,  
Harris,  
Horton,  
Hubbard,

Putnam,  
Riopelle,  
Romeyn,  
Seward,

Wilcox,  
W. D. Williams,  
Yawkey,  
Speaker,

55

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 253, entitled

A bill to provide for the construction of a State road from Isabella, in the county of Isabella, north to Tobacco river; thence north of east, to intersect the Midland and Traverse Bay State road,

And to inform the House that the Senate has amended the same by striking out in line 2, of section 3, the word "five," and inserting the word "three," in place thereof;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Shaw moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,  
Blake,  
Bostwick,  
Boynton,

Mr. Hubbard,  
Hutchinson,  
Ingersoll,  
Kingsley,  
Lane,

Mr. Seward,  
Shaw,  
Sheldon,  
Shier,  
Smith,

R. V. Briggs,	Lovell,	Snell,
Brownell,	McCowen,	Stewart,
Cameron,	McKernan,	Stockbridge,
B. Clark,	Miller,	Swift,
Cogshall,	Millington,	Thompson,
Crane,	Murray,	Vowles,
Davis,	Newman,	Walton,
Doty,	Norton,	Weier,
Dusseau,	Osborn,	White,
Eck,	Putnam,	Wilcox,
Elliott,	Riopelle,	W. D. Williams,
Gay,	Romeyn,	Yawkey,
Grant,	Rowison,	Speaker,
Harris,		

55

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 232, entitled

A bill to amend an act entitled an act to authorize fractional school district No. 8, of the townships of Antwerp and Porter, in the county of Van Buren, to organize a graded school, and to pledge the credit of said school district for the purpose of building a union school-house,

And to inform the House that the Senate has amended the same by inserting after the word "two," in line 1, of section 1, the words "of act No. 210, of the session laws of 1867;" also, by inserting after the word "house," in line 4, of section 1, the words "approved January 21, 1867;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has

ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Cogshall moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Seward,
Barnaby,	Ingersoll,	Shaw,
Blake,	Kingsley,	Sheldon,
Bostwick,	Lane,	Shier,
Boynton,	Lee,	Smith,
R. V. Briggs,	Lovell,	Snell,
Brownell,	McCowen,	Stannard,
Cameron,	McKernan,	Stewart,
B. Clark,	Miller,	Stockbridge,
Cogshall,	Millington,	Swift,
Crane,	Newman,	Thompson,
Davis,	Norton,	Vowles,
Doty,	Osborn,	Walton,
Dusseau,	Purcell,	White,
Eck,	Putnam,	Wilcox,
Elliott,	Riopelle,	Yawkey,
Harris,	Romeyn,	Speaker,
Hubbard,		

52

NAYS.

9

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 24, entitled

Joint resolution to authorize the Governor to convey certain State lands to Henry A. Shaw, of Eaton county, as the grantees of Daniel J. Spencer,

And to inform the House that the Senate has amended the same by striking out in line 5 of the resolution, the word "premises," and inserting in place thereof the words "south-east one-fourth of the south-west one-fourth of section nine;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. R. V. Briggs moved that the House concur in the amendments made to the joint resolution by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Shaw,
Barnaby,	Kingsley,	Sheldon,
Baxter,	Lane,	Shier,
Blake,	Lee,	Smith,
Bostwick,	Lovell,	Snell,
Boynnton,	Mason,	Stannard,
R. V. Briggs,	McCowan,	Stewart,
Brownell,	McKernan,	Stockbridge,
Cameron,	Mead,	Swift,
B. Clark,	Miller,	Thompson,
Cogshall,	Millington,	Vowles,
Crane,	Murray,	Walton,
Dusseau,	Newman,	Westover,
Eaton,	Osborn,	White,
Eck,	Purcell,	Wilcox,
Elliott,	Putnam,	W. D. Williams,
Grant,	Riopelle,	Woodard,
Harris,	Romeyn,	Yawkey,
Hubbard,	Rowlson,	Speaker,
Hutchinson,	Seward,	

59

NAYS.

0

The joint resolution was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:



SENATE CHAMBER, }  
 Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 304, entitled

A bill to incorporate the village of New Buffalo, Berrien county,

And to inform the House that the Senate has amended the same by striking out the words "and impartially," in line 5, of section 5; also, by striking out all of section 28, after the word "law," in line 5 of said section;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Vowles moved that the House censure in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sheldon,
Avery,	Ingersoll,	Shier,
Barnaby,	Kingsley,	Sickels,
Baxter,	Lee,	Smith,
Blake,	Lovell,	Snell,
Bostwick,	Mason,	Stannard,
Boynton,	McCowan,	Stewart,
R. V. Briggs,	McKernan,	Stockbridge,
Brownell,	Mead,	Swift,
Cameron,	Miles,	Vowles,
B. Clark,	Miller,	Wagner,
Cogshall,	Millington,	Walton,
Crane,	Murray,	Weier,
Davis,	Norton,	Wendell,
Doty,	Osborn,	Westover,
Dusseau,	Purcell,	White,
Eaton,	Putnam,	Wilcox,

Eck,  
Elliott,  
Gay,  
Grant,  
Harris,

Riopelle,  
Romeyn,  
Seward,  
Shaw,

W. D. Williams,  
Woodard,  
Yawkey,  
Speaker,

64

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House manuscript bill, entitled

A bill to authorize corporations for the purpose of running, driving, booming and rafting logs, timber, lumber and other floatables, to amend their articles of association, and to save all rights of such corporations;

2. House bill No. 198, entitled

A bill to provide for the election, by the people, of county superintendents of the poor, and to repeal act No. 80, of the session laws of 1863, and act No. 207, of the session laws of 1865, and all other acts and parts of acts inconsistent with the provisions of this act;

And to inform the House that the Senate does not concur in their passage.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Cameron,

The bills were laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 175, entitled

A bill to enable the township of Erie, county of Monroe, and State of Michigan, to issue its bonds to aid in the building of a free stone or plank road, (on the turnpike) leading to Toledo, Ohio, from the north line of said township to the Ohio State line,

And to inform the House that the Senate has amended the same as follows:

1. By inserting in line 2, section 1, after the word "Erie," the words "Monroe, Bedford and LaSalle;"
2. By inserting in line 10, section 1, after the word "dollars," the words "in each of such townships;"
3. By inserting after the word "aggregate," in line 3, of section 2, the words "in each of such townships;"

The Senate has also amended the title by inserting before the word "Erie," the words "Monroe, LaSalle, Bedford and;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Wilcox moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Seward,
Avery,	Hurlbut,	Shaw,
Barnaby,	Hutchinson,	Sheldon,
Baxter,	Ingersoll,	Shier,
Blake,	Kingsley,	Smith,
Bostwick,	Lane,	Snell,
Boynton,	Lee,	Stannard,
R. V. Briggs,	Lovell,	Stewart,
Brownell,	McCowan,	Stockbridge,
Cameron,	McKernan,	Vowles,
B. Clark,	Mead,	Wagner,

Crane,	Miles,	Walton,	
Davis,	Millington,	Weier,	
Doty,	Murray,	Westover,	
Dusseau,	Newman,	Wilcox,	
Eck,	Norton,	W. D. Williams,	
Gay,	Osborn,	Woodard,	
Grant,	Putnam,	Yawkey,	
Harris,	Riopelle,	Speaker,	
Horton,	Rowlson,		59
	NAYS.		9

On motion of Mr. Baxter,

The House concurred in the amendment made to the title of the bill by the Senate.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following bill:

House bill No. 228, entitled

A bill to lay out and establish a State swamp land road from the north-east corner of township 3 N., R. 16 W., in Allegan county, east along the town lines of Saugatuck, Laketown, Manlius and Fillmore, in said county, to the Allegan and Holland road running from Allegan, in Allegan county, to Holland, in Ottawa county,

And to inform the House that the Senate has amended the same by adding the following, to stand as section 3:

"Sec. 3. No deficiency of State swamp lands, which may now or hereafter exist, to meet any appropriation made by this act, shall be so construed as to create any lien or establish any claim against the State;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has

ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Stockbridge moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sheldon,
Avery,	Hutchinson,	Shier,
Baxter,	Ingersoll,	Sickels,
Blake,	Kingsley,	Smith,
Bostwick,	Lane,	Snell,
Boynnton,	Lee,	Stannard,
R. V. Brigga,	Lovell,	Stewart,
Brownell,	McCowen,	Stockbridge,
Cameron,	McKernan,	Swift,
B. Clark,	Mead,	Thompson,
Ogshall,	Miles,	Vowles,
Crane,	Miller,	Wagner,
Doty,	Millington,	Weier,
Dusseau,	Murray,	Wendell,
Eck,	Norton,	Westover,
Elliott,	Osborn,	Wilcox,
Gay,	Putnam,	W. D. Williams,
Grant,	Riopelle,	Woodard,
Harris,	Rowison,	Yawkey,
Horton,	Seward,	Speaker,
Hubbard,	Shaw,	

62

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March, 23, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 276, entitled

A bill to incorporate the village of White Pigeon,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 2, section 2, the word "Monday," and inserting "Tuesday" in place thereof;

2. By striking out in line 2, section 45, the word "Monday," and inserting "Tuesday" in place thereof;

3. By striking out the word "taxes," where it occurs the second time in line 9, and inserting "charges" in place thereof;

4. By striking out in line 20, section 51, the word "such," and inserting "twelve" in place thereof;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Millington moved that the House concur in the amendments made to the bill by the Senate:

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Shaw,
Avery,	Ingersoll,	Sheldon,
Baxter,	Kingsley,	Shier,
Blake,	Lee,	Sickels,
Bostwick,	Lovell,	Snell,
Boynton,	McCowen,	Stannard,
R. V. Briggs,	McKernan,	Stewart,
Cameron,	Mead,	Stockbridge,
B. Clark,	Miles,	Swift,
Cogshall,	Miller,	Thompson,
Crane,	Millington,	Vowles,
Davis,	Murray,	Wagner,
Doty,	Newman,	Walton,
Eck,	Osborn,	Weier,
Elliott,	Purcell,	Westover,
Gay,	Putnam,	W. D. Williams,
Grant,	Riopelle,	Woodard,
Harris,	Rowlson,	Yawkey,

Horton,  
Hubbard,

Seward,

Speaker,

58

NAYS.

Mr. Brownell,

1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 63, entitled

A bill to authorize the Cass county agricultural society to sell their fair grounds;

2. Senate bill No. 212, entitled

A bill to amend chapter 100 of the compiled laws, being chapter 76, of the revised statutes of 1846, by adding two new sections thereto;

3. Senate manuscript bill, entitled

A bill to authorize the supervisors of Houghton county to issue bonds for the purpose of raising money in aid of macadamizing or rocking that portion of the Mineral Range State road, between the Franklin Mine and the county line between said county of Houghton and Keweenaw county;

4. Senate manuscript bill, entitled

A bill to repeal act No. 167, of the session laws of 1861, being an act to authorize the several townships in the counties of Muskegon, Oceana, Mason and Manistee, to levy taxes for the improvement of harbors and rivers within their respective counties;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators

elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and,

On motion of Mr. Putnam,

The rules were suspended, and the bill was placed on the order of third reading.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary,

The third named bill was read a first and second time by its title, and referred to the committee on local taxation.

The fourth named bill was read a first and second time by its title, and referred to the committee on harbors.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 70, entitled

A bill to provide for the payment of the salaries of the State officers for the year 1869 and 1870,

And to inform the House that the Senate does not concur in the recommendations of the committee of conference on the disagreement of the two Houses on the bill.

The Senate requests a second committee of conference on the disagreement.

I am directed to inform the House that the Senate has appointed Senators Williams, Koon and Boies such committee on the part of the Senate, and to request the appointment of a like committee on the part of the House.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*



On motion of Mr. Ingersoll,  
The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to<sup>1</sup> return to the House the following bill:

House bill No. 81, entitled

A bill to authorize Wellington R. Burt to select seven hundred and twenty acres of State swamp lands, in lieu of a like amount selected by him and sold by the State,

And to inform the House that the Senate has amended the same by striking out the words "nineteen and," in line 3 of section 1;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

Mr. Yawkey moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Shaw,
Barnaby,	Hubbard,	Sheldon,
Baxter,	Hurlbut,	Sickels,
Beall,	Huston,	Slayton,
Blake,	Hutchinson,	Smith,
Bostwick,	Ingersoll,	Snell,
Boynton,	Kingsley,	Stannard,
R. V. Briggs,	Lane,	Stockbridge,
Brownell,	Lee,	Swift,
Cameron,	Lovell,	Thompson,
B. Clark,	McKernan,	Vowles,
Cogshall,	Miles,	Wagner,
Crane,	Millington,	Walton,

Davis,  
Doty,  
Dusseau,  
Eck,  
Elliott,  
Gay,  
Grant,  
Harris,

Murray,  
Newman,  
Norton,  
Plimpton,  
Purcell,  
Riopelle,  
Seward,

Ward,  
Weier,  
Wendell,  
Westover,  
H. G. Williams,  
Yawkey,  
Speaker,

61

## NAYS.

Mr. Avery,  
McCowen,  
Mead,  
Miller,

Mr. Osborn,  
Rowlson,  
Shier,

Mr. Stewart,  
White,  
W. D. Williams,  
10

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 251, entitled

A bill to aid the Fenton Union Agricultural Society;

2. House bill No. 255, entitled

A bill to amend act No. 239, entitled an act to organize union school district No. 1, of the township of Spaulding, in the county of Saginaw, and to authorize said district to borrow money; also to add a new section thereto;

3. House bill No. 257, entitled

A bill to authorize the grants of swamp lands for the Ontonagon and State line State road, to be used for the construction of two roads, from Ontonagon southerly;

4. House bill No. 261, entitled

A bill to authorize the township board of the township of Fairfield, Shiawassee county, to audit certain accounts;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the

same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 267, entitled

A bill to incorporate the village of New Haven, in the county of Macomb,

And to inform the House that the Senate has amended the same as follows:

1. By inserting the word "names," after the word "electors," in line 13, section 3;

2. By striking out in line 18, section 3, the words "or on the next day;"

3. By striking out in lines 7 and 8, section 4, the words "and impartially execute and;"

4. By striking out in line 25, section 21, the word "absolute;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the amendment made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. F. G. Kendrick, Mr. Sheldon,	
Barnaby,	Kingsley,	Shier,
Baxter,	Lane,	Sicks,
Beall,	Lee,	Smith,
Blake,	Lovell,	Snell,
Bostwick,	McCowan,	Stannard,
Cameron,	McKernan,	Stewart,
B. Clark,	Mead,	Stockbridge,
Crane,	Miles,	Swift,
Davis,	Miller,	Vowles,
Doty,	Millington,	Wagner,
Duncan,	Murray,	Walton,
Eck,	Newman,	Ward,
Elliott,	Norton,	Weier,
Gay,	Osborn,	Westover,
Grant,	Plimpton,	White,
Harris,	Putnam,	Wilcox,
Hubbard,	Riopelle,	W. D. Williams,
Hurlbut,	Rowison,	Yawkey,
Hutchinson,	Seward,	Speaker,
Ingersoll,	Shaw,	

62

## NAYS.

0

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 120, entitled

A bill to provide for laying out and establishing a State road in the township of Ishpeming, county of Marquette;

2. House bill No. 121, entitled

A bill to lay out and establish a State road in Houghton county, to be known as the Portage river and Torch lake State road, and to provide for the construction of the same;

3. House bill No. 162, entitled

A bill to amend section 5, of chapter 86, of the revised stat-

utes of 1846, the same being section 3303, of chapter 110, of the compiled laws of 1857, of custody of minor children;

4. House bill No. 210, entitled

A bill to amend section 2, of act No. 213, of the session laws of 1865, entitled "An act to lay out and establish a State road in the Upper Peninsula, to be known as the Winona and Franklin State road, and to provide for the construction of the same," approved March 16, 1865;

5. House bill No. 312, entitled

A bill to provide for holding the annual township meeting in the township of Muskegon, in the county of Muskegon, for the year 1870;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House a message from His Excellency, the Governor, in writing.

THIRD READING OF BILLS.

House bill No. 279, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, as amended by several acts amendatory thereof,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Crossman moved to amend, by striking out in line 4 of recited section 37, of chapter 8, the second subdivision, which reads as follows:

"For a public park fund, a sum not exceeding two hundred thousand dollars;"

Which was agreed to.

Mr. Riopelle moved to further amend, by striking out the words "of the mayor," in recited section 35, and inserting the following in lieu thereof: "of the chief of police or other officer appointed by the court;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Seward,
Avery,	Huston,	Shaw,
Barnaby,	Hutchinson,	Sheldon,
Baxter,	F. G. Kendrick,	Sickels,
Beall,	Kingsley,	Slayton,
Blake,	Lane,	Smith,
Bostwick,	Lee,	Snell,
Boynton,	Mason,	Stannard,
R. V. Briggs,	McCowan,	Swift,
Cameron,	McKernan,	Thompson,
B. Clark,	Miles,	Vowles,
Cogahall,	Miller,	Wagner,
Crane,	Millington,	Walton,
Crossman,	Murray,	Ward,
Davis,	Newman,	Weier,
Doty,	Norton,	Wendell,
Dusseau,	Osborn,	Westover,
Eck,	Plimpton,	White,
Gay,	Purcell,	Wilcox,
Grant,	Putnam,	H. G. Williams,
Harris,	Riopelle,	W. D. Williams,
Hubbard,	Rowlson,	Speaker, 66

## NAYS.

0

Title agreed to.

On motion of Mr. Riopelle,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 262, entitled

A bill to declare a forfeiture of the Detroit river plank road company,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Purcell,

The bill was laid on the table.

Senate bill No. 214, entitled

A bill to amend section 25 of an act entitled an act to provide for holding general and special elections, approved June 27, 1851, being section 49, of chapter six, of the compiled laws,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Rowson moved to amend by striking out in line 24, of recited section 25, the word "in," and inserting "at" in lieu thereof;

Which motion prevailed.

Mr. Woodard moved that the bill be laid on the table;

Which motion did not prevail.

Mr. Smith moved that there be a call of the House;

Which motion was withdrawn.

Mr. Mead moved that the bill be recommitted to the committee on elections;

Which motion was withdrawn.

Mr. Cameron moved that there be a call of the House;

Which motion did not prevail.

Pending the question on the passage of the bill,

On motion of Mr. Putnam,

The bill was placed on the order of unfinished business.

On motion of Mr. Cogshall,

The House took a recess until two o'clock this afternoon.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed business under the order of

THIRD READING OF BILLS.

House manuscript bill, entitled

A bill to amend act No. 139 of the session laws of 1867, approved March 27, 1867, being an act to amend section 12 of the

act entitled "An act to encourage the erection and support of water manufactories," approved March 21, 1865,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Shaw,
Barnaby,	F. G. Kendrick,	Sheldon,
Baxter,	Kingsley,	Slayton,
Blake,	Klein,	Smith,
Bostwick,	Lane,	Snell,
Boynton,	Lee,	Stannard,
R. V. Briggs,	Lovell,	Swift,
Cameron,	Mason,	Thompson,
B. Clark,	McCowen,	Vowles,
Crane,	McKernan,	Wagner,
Davis,	Mead,	Walker,
Doty,	Miles,	Walton,
Eck,	Miller,	Weier,
Elliott,	Millington,	Wendell,
Gay,	Newman,	White,
Grant,	Norton,	Wilcox,
Holt,	Osborn,	W. D. Williams,
Horton,	Riopelle,	Woodard,
Hubbard,	Romeyn,	Speaker,
Hutchinson,	Seward,	
	NAYS.	59
		0

Title agreed to.

On motion of Mr. Vowles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to authorize the common council of the village of Three Rivers, St. Joseph county, to remove the dead from the cemetery grounds in said village, to Riverside cemetery, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sheldon,
Avery,	F. G. Kendrick,	Shier,
Baxter,	Kingsley,	Sickels,



Beall,	Klein,	Slayton,
Bostwick,	Lane,	Smith,
Boynton,	Lee,	Snell,
R. V. Briggs,	Lovell,	Stannard,
Brownell,	McCowan,	Swift,
Cameron,	McKernan,	Thompson,
B. Clark,	Mead,	Vowler,
Cogshall,	Miles,	Wagner,
Crane,	Miller,	Walker,
Davis,	Millington,	Walton,
Doty,	Murray,	Ward,
Eck,	Newman,	Weier,
Elliott,	Norton,	Wendell,
Gay,	Osborn,	Westover,
Grant,	Putnam,	White,
Harris,	Riopelle,	W. D. Williams,
Hartson,	Romeyn,	Woodard,
Horton,	Rowison,	Yawkey,
Hubbard,	Seward,	Speaker,
Huston,	Shaw,	

68

NAYS.

0

Title agreed to.

On motion of Mr. Millington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate joint resolution No. 21, entitled

Joint resolution authorizing the board of control of St. Mary's Falls ship canal to transfer said canal to the United States,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Shier,
Barnaby,	F. G. Kendrick,	Sickels,
Baxter,	Kingsley,	Slayton,
Beall,	Lane,	Smith,
Blake,	Lee,	Snell,
Bostwick,	Lovell,	Stannard,
R. V. Briggs,	Mason,	Stewart,
Brownell,	McCowan,	Swift,
Cameron,	McKernan,	Thompson,
B. Clark,	Mead,	Vowler,
Cogshall,	Miles,	Wagner,

Crane,	Miller,	Walker,	
Davis,	Murray,	Walton,	
Doty,	Newman,	Ward,	
Eck,	Norton,	Weier,	
Gay,	Osborn,	Wendell,	
Grant,	Purcell,	Westover,	
Harris,	Putnam,	White,	
Hartson,	Riopelle,	Wilcox,	
Holt,	Romeyn,	W. D. Williams,	
Horton,	Seward,	Woodard,	
Hubbard,	Shaw,	Yawkey,	
Huston,	Sheldon,	Speaker,	69
	NAYS.		0

Title and preamble agreed to.

House joint resolution No. 28, which reads as follows:

**JOINT RESOLUTION** proposing amendment to section 7, of article 15, of the constitution of Michigan, in relation to liabilities of stockholders in joint stock corporations or associations.

*Resolved by the Senate and House of Representatives of the State of Michigan,* That the following amendment to the constitution of this State be and the same is hereby proposed, that is to say:

#### ARTICLE XV.

**SEC. 7.** The stockholders of all corporations and joint stock associations shall be individually liable for all labor performed for and liabilities incurred by such corporations, equally and ratably, to the extent of their respective shares of stock in any such joint stock corporation or association. The said amendment shall be and is hereby submitted to the people at the next general election, to be holden on the Tuesday succeeding the 1st Monday in November, 1870, as provided in section 1, article 20, of the constitution; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties of this State, in the same manner that he is now by law required to do in the case of an election of Governor and Lieutenant Governor; and the inspectors of election in the several townships and cities of this State, shall prepare a suitable box for the reception of ballots cast for and against such

amendment. Each person voting for said amendment shall have written or printed on his ballot, the words "Amendments as to joint stock associations—Yes;" and each person voting against said amendment, the words "Amendments as to joint stock associations—No;" the ballots in all respects shall be canvassed as the votes for Governor and Lieutenant Governor are required to be canvassed,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Romeyn moved that the joint resolution be laid on the table;

Which motion did not prevail.

The joint resolution was then passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Seward,
Avery,	Hutchinson,	Shaw,
Barnaby,	Ingersoll,	Sheldon,
Baxter,	F. G. Kendrick,	Shier,
Beall,	Kingsley,	Sickels,
Blake,	Klein,	Slayton,
Bostwick,	Lane,	Snell,
R. V. Briggs,	Lee,	Stannard,
Brownell,	Lovell,	Stewart,
Cameron,	Mason,	Swift,
B. Clark,	McCowen,	Thompson,
Cogshall,	Mead,	Vowles,
Crane,	Miles,	Wagner,
Davis,	Miller,	Walker,
Doty,	Millington,	Walton,
Eck,	Murray,	Ward,
Elliott,	Newman,	Weier,
Gay,	Norton,	Wendell,
Grant,	Osborn,	Westover,
Harris,	Purcell,	Wilcox,
Hartson,	Putnam,	W. D. Williams,
Holt,	Riopelle,	Woodard,
Horton,	Rowlson,	Speaker,
Hubbard,	Sanford,	

71

## NAYS.

Mr. Romeyn,	Mr. White,	Mr. Yawkey,
Smith,		

4

Title and preamble agreed to.

House bill No. 361, entitled

A bill to protect mechanics and other persons for labor done and materials furnished, by creating a lien law,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Slayton moved to amend by striking out in line 8, of section 3, the word "and," and inserting "if" in lieu thereof;

Which was agreed to.

Mr. Purcell moved to further amend by striking out the word "such," before "work," in line 3, of section 2;

Which was agreed to.

Mr. Purcell moved to further amend by striking out the words "piece of," where they last occur in line 5, of section 3;

Which was agreed to.

Mr. Westover moved to further amend the bill by adding to section 5 the following: "*Provided*, Such notice is given within ten days after the performance of such work."

Mr. Riopelle moved to amend the amendment by striking out "ten," and inserting "fifteen" in lieu thereof;

Which motion did not prevail.

Mr. Sanford moved to amend the amendment by striking out "performance," and inserting "completion" in lieu thereof;

Which motion did not prevail.

Mr. Romeyn moved to strike out all after the enacting clause of the bill.

Mr. Purcell demanded the yeas and nays;

The demand was seconded, and the motion to strike out all after the enacting clause did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Avery,  
Bostwick,  
Cameron,  
Cogshall,  
Crane,  
Davis,

Mr. Hubbard,  
Hutchinson,  
Lovell,  
McOwen,  
Mead,  
Norton,

Mr. Putnam,  
Romeyn,  
Rowlson,  
Shier,  
Smith,  
Stewart,

Doty,  
Grant,Osborn,  
Plimpton,White,  
Speaker,

24

## NAYS.

Mr. Ashley,  
Barnaby,  
Beall,  
Blake,  
Boynton,  
B. Clark,  
Dusseau,  
Eck,  
Elliott,  
Gay,  
Harris,  
Holt,  
Horton,  
Ingersoll,  
F. G. Kendrick,  
Kingsley,Mr. Klein,  
Lane,  
Lee,  
Mason,  
Miles,  
Miller,  
Millington,  
Mitchell,  
Murray,  
Newman,  
Purcell,  
Riopelle,  
Sanford,  
Seward,  
Shaw,Mr. Sheldon,  
Slayton,  
Snell,  
Stannard,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Westover,  
Wilcox,  
W. D. Williams,  
Yawkey,

46.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,  
Blake,  
Boynton,  
R. V. Briggs,  
Dusseau,  
Elliott,  
Gay,  
Harris,  
Holt,  
Ingersoll,  
F. G. Kendrick,Mr.] Kingsley,  
Klein,  
Lane,  
Miles,  
Mitchell,  
Murray,  
Purcell,  
Riopelle,  
Sanford,  
Sheldon,  
Slayton,Mr. Snell,  
Stannard,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Ward,  
Weier,  
Wendell,  
W. D. Williams,

32:

## NAYS.

Mr. Ashley,  
Avery,  
Beall,  
Bostwick,  
Cameron,  
B. Clark,  
Cogshall,  
Crane,  
Davis,  
Doty,Mr. Hutchinson,  
Lee,  
Lovell,  
McCowen,  
Mead,  
Miller,  
Millington,  
Newman,  
Norton,  
Osborn,Mr. Rowson,  
Seward,  
Shaw,  
Shier,  
Sickels,  
Smith,  
Walker,  
Walton,  
Westover,  
White,

Eck,  
Grant,  
Hubbard,  
Huston,

Plimpton,  
Putnam,  
Romeyn,

Wilcox,  
Yawkey,  
Speaker,

40

House joint resolution No. 27, entitled

Joint resolution urging upon our Senators and Representatives in Congress the importance of securing a land or money grant, to aid in the construction of a railroad under the Detroit river,

Was read a third time and passed, a majority of all the member select voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Boynton,  
R. V. Briggs,  
Brownell,  
B. Clark,  
Cogshall,  
Crane,  
Dusseau,  
Eck,  
Elliott,  
Gay,  
Grant,  
Harris,  
Holt,  
Hubbard,

Mr. Huston,  
Hutchinson,  
Ingersoll,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
McKernan,  
Mead,  
Miller,  
Norton,  
Plimpton,  
Riopelle,  
Romeyn,  
Rowlson,  
Sanford,  
Seward,

Mr. Shaw,  
Sheldon,  
Slayton,  
Smith,  
Snell,  
Stewart,  
Swift,  
Thompson,  
Vowles,  
Walton,  
Ward,  
Weier,  
Wendell,  
Westover,  
White,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker,

57

## NAYS.

Mr. Ashley,  
Avery,  
Cameron,  
Doty,  
McCowen,  
Miles,

Mr. Millington,  
Mitchell,  
Murray,  
Newman,  
Osborn,

Mr. Purcell,  
Putnam,  
Shier,  
Sickels,  
Walker,

16

Title and preamble agreed to.

House bill No. 313, entitled

A bill to amend act No. 76, of the laws of 1867, approved March 21, 1867, being "An act to provide for the appointment

of a commissioner, to be known as the swamp land State road commissioner,"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Lee moved to amend, 'by striking out all of recited section 1, after the word "be," in line 4, and inserting "five dollars per day," in lieu thereof;

On motion of Mr. Cameron,

The bill was referred to the committee on State affairs.

House joint resolution No. 29, entitled

Joint resolution providing for letting to the lowest bidder, contract to supply the State Prison and State Reform School with goods manufactured in this State, composed of wool, or partly of wool and partly of cotton,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Slayton moved to amend by striking out in line 3 of the resolution, the words "city of Jackson," and inserting in lieu thereof "cities of Jackson and Detroit;" also, by striking out in lines 8 and 9 of the resolution, the words "city of Lansing," and inserting "cities of Lansing and Detroit" in lieu thereof;

Which were agreed to.

Mr. Millington moved to further amend by inserting after the word "prison," in line 6, the words "and publicly announced;" also, by inserting in line 12, after the word "school," "and publicly announced;" also by inserting after the word "Detroit" in line 9, the words "for three successive weeks;"

Which were agreed to.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,

Mr. Hubbard,  
Hutchinson,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,

Mr. Sanford,  
Seward,  
Shaw,  
Shier,  
Sickels,  
Slayton,

Bostwick,	Lee,	Smith,
Boynton,	Lovell,	Snell,
R. V. Briggs,	McCowen,	Stannard,
Brownell,	McKernan,	Stewart,
Cameron,	Mead,	Swift,
B. Clark,	Miles,	Thompson,
Cogahall,	Miller,	Vowles,
Crane,	Millington,	Walton,
Davis,	Mitchell,	Weier,
Doty,	Murray,	Wendell,
Dusseau,	Newman,	Westover,
Eck,	Norton,	White,
Elliott,	Osborn,	Wilcox,
Gay,	Putnam,	Woodard,
Grant,	Riopelle,	Yawkey,
Harris,	Rowlson,	Speaker,

66

NAYS.

0

Mr. Slayton moved to amend the preamble by striking out the word "supplies," and inserting "supplying" in lieu thereof; Which motion prevailed.

The title and preamble, as amended, were agreed to.

On motion of Mr. Millington,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

House bill No. 307, entitled

A bill to secure uniformity in the surveys, field notes, diagrams and records of State roads; to require copies to be made, filed and kept, and to provide for the payment of all necessary expenses attending the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Shaw,
Avery,	Huston,	Sheldon,
Barnaby,	F. G. Kendrick,	Sickels,
Baxter,	Kingsley,	Slayton,
Beall,	Lane,	Smith,
Blake,	Lovell,	Snell,
Bostwick,	McCowen,	Stannard,
Boynton,	McKernan,	Stewart,
R. V. Briggs,	Mead	Swift,



B. Clark,	Miles,	Thompson,
Cogshall,	Miller,	Vowles,
Crane,	Millington,	Wagner,
Doty,	Mitchell,	Walker,
Dusseau,	Newman,	Walton,
Eck,	Norton,	Ward,
Elliott,	Osborn,	Wilcox,
Gay,	Purcell,	W. D. Williams,
Grant,	Putnam,	Speaker,
Harris,		55

## NAYS.

Mr. Davis,	Mr. Woodard,	2
------------	--------------	---

Title agreed to.

House bill No. 306, entitled

A bill requiring registers of deeds to furnish abstracts of title to lands,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Rowilson,
Avery,	Hubbard,	Sanford,
Barnaby,	Huston,	Shaw,
Baxter,	Hutchinson,	Sickels,
Beall,	Kingaley,	Slayton,
Bostwick,	Lane,	Smith,
Boynton,	Mason,	Snell,
R. V. Briggs,	McCowen,	Stannard,
Brownell,	McKernan,	Stewart,
Cameron,	Mead,	Swift,
B. Clark,	Miles,	Thompson,
Crane,	Millington,	Vowles,
Davis,	Mitchell,	Wagner,
Doty,	Murray,	Walton,
Dusseau,	Newman,	Ward,
Eck,	Norton,	Wendell,
Elliott,	Osborn,	Wilcox,
Gay,	Putnam,	Speaker,
Grant,		55

## NAYS.

Mr. Cogshall,	Mr. Miller,	Mr. Westover,
F. G. Kendrick,	Purcell,	White,
Lee,	Sheldon,	Woodard,
Lovell,	Walker,	11

Title agreed to.

Senate bill No. 69, entitled

A bill to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Dusseau moved to amend by adding after the word "duck," where it last occurs, in line 5 of section 1, "and all kinds of wild duck;"

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Kingsley,	Mr. Snell,	
Baxter,	Klein,	Thompson,	
Beall,	Lane,	Vowles,	
Bostwick,	McKernan,	Walton,	
Cameron,	Mead,	Ward,	
Davis,	Millington,	Weier,	
Doty,	Murray,	Wendell,	
Eck,	Norton,	Westover,	
Gay,	Purcell,	W. D. Williams,	
Harris,	Putnam,	Woodard,	
Hubbard,	Shaw,	Yawkey,	
Hurlbut,	Sheldon,	Speaker,	
F. G. Kendrick,	Slayton,		38

#### NAYS.

Mr. Avery,	Mr. Lee,	Mr. Sickels,	
Barnaby,	Lovell,	Smith,	
Blake,	Miles,	Stannard,	
B. Clark,	Miller,	Swift,	
Cogshall,	Mitchell,	Wagner,	
Crane,	Newman,	Walker,	
Elliott,	Osborn,	White,	
Grant,	Rowlson,	Wilcox,	
Ingersoll,	Seward,		26

Pending the announcement of the vote,

Mr. F. G. Kendrick moved that Mr. Dusseau be excused from voting;

Which motion prevailed.

Mr. Wilcox moved to reconsider the vote by which the bill was lost;

Which motion prevailed.

On motion of Mr. Wilcox,

The bill was recommitted to the committee on State affairs.

House bill No. 311, entitled

A bill to amend chapter 68 of the compiled laws, in reference to religious societies, by adding six new sections,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Slayton,
Avery,	Ingersoll,	Smith,
Barnaby,	Kingsley,	Snell,
Baxter,	Klein,	Stewart,
Blake,	Lane,	Thompson,
Bostwick,	Lee,	Vowles,
Boynnton,	Lovell,	Wagner,
Brownell,	McKernan,	Walker,
B. Clark,	Mead,	Walton,
Crane,	Miller,	Weier,
Davis,	Millington,	Wendell,
Doty,	Putnam,	Westover,
Dussseau,	Riopelle,	White,
Eck,	Rowlson,	Wilcox,
Gay,	Seward,	W. D. Williams,
Grant,	Shaw,	Woodard,
Harris,	Sheldon,	Yawkey,
Hubbard,	Sickels,	Speaker, 54

#### NAYS.

Mr. Cameron,	Mr. Miles,	Mr. Newman,
Cogahall,	Mitchell,	Norton,
Elliott,	Murray,	8

Mr. Thompson moved to amend the title so that it should read,

"A bill to amend chapter 68 of the compiled laws, entitled an act concerning churches and religious societies, establishing uniform rules for the acquisition, tenure, control and disposition of property conveyed or dedicated for religious

purposes, and to repeal chapter 42 of the revised statutes, by adding six new sections thereto, to stand as sections 29, 30, 31, 32, 33 and 34;"

Which motion prevailed.

The title, as amended, was agreed to.

GENERAL ORDER.

On motion of Mr. Ingersoll,

The House went into committee of the whole, on the general order,

Mr. Ingersoll in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. Senate bill No. 123, entitled

A bill to amend an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1857;

2. House bill No. 314, entitled

A bill to amend section 4, of act No. 108, of the session laws of 1861, entitled "An act to amend an act entitled an act to provide for the settlement and drainage of swamp lands by actual settlers;"

3. House bill No. 316, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches, from Tawas Bay, in Iosco county, to the intersection of the Midland and Traverse Bay State road;

4. House bill No. 319, entitled

A bill to assist in the erection of monuments to the memory of Union soldiers in each of the national public cemeteries of the country in which are buried those who fell in defense of the government, and to appropriate a sum of money therefor;

5. House bill No. 321, entitled

A bill to organize the township of Colfax, in the county of Mecosta;

6. House bill No. 322, entitled

A bill to provide for the formation of joint stock companies for the purpose of owning property, and maintaining skating parks or rinks;

7. House bill No. 323, entitled

A bill to amend an act entitled an act to incorporate the village of Saint Joseph, approved March 17, A. D. 1884, and the acts amendatory thereto;

8. House bill No. 326, entitled

A bill to amend an act entitled an act to establish a judicial circuit in the Upper Peninsula, approved March 9, 1863, by adding a new section thereto, requiring the judge of said circuit to be a resident thereof;

9. House bill No. 327, entitled

A bill to amend section 3 of an act entitled "An act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being section 4779, of the compiled laws;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

10. House bill No. 318, entitled

A bill to legalize the action of the board of school inspectors of Adams township, in Houghton county, for the year 1867, in forming said township into one school district;

11. House bill No. 320, entitled

A bill to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;

12. House bill No. 328, entitled

A bill to provide for the protection of shade and ornamental trees along the highways, in the county of Berrien;

13. House bill No. 329, entitled

A bill for the punishment of offenses in certain cases;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolutions:

House joint resolution No. 39, entitled

Joint resolution asking Senators and Representatives in Congress, from Michigan, to urge an appropriation for the speedy erection of a lighthouse at the mouth of the Pere Marquette river, in the county of Mason;

House joint resolution No. 31, entitled

Joint resolution proposing an amendment to section 9, article 10, of the constitution of this State, relative to allowing the board of supervisors of counties, to raise two thousand dollars a year, for the purpose of repairing and constructing public buildings, highways or bridges;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

J. N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

The first nine named bills were placed on the order of third reading.

On motion of Mr. Mead,

The House concurred in the amendments made to the tenth, eleventh and twelfth named bills by the committee, and the bills were placed on the order of third reading.

Mr. Boynton moved that the House concur in the amendments made to the thirteenth named bill.

Mr. Mead called for a division of the question, so that the vote on concurring in the amendments striking out "thousand," in line 6 of section 1, and inserting "hundred" in lieu thereof, and striking out "one year" and inserting "three months" in lieu thereof, might be taken separately.

The motion to concur in the amendments named did not prevail.

Mr. Mead moved that the House concur in the other amendments made to the bill by the committee.

Mr. Bostwick moved to amend the amendment made in line 3, by inserting after the word "log," the words "stave and heading bolts;" by striking out the words "stave and heading;"

Which motion prevailed.

The amendments, as thus amended, were concurred in, and the bill placed on the order of third reading.

The two named joint resolutions were placed on the order of third reading.

MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 27, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House manuscript bill, entitled

A bill to amend section 2 of an act entitled "An act to incorporate the Detroit and Saline plank road company," approved March 23, 1848;

2. House manuscript bill, entitled

A bill to amend act No. 484, of the session laws of 1867, approved March 27, 1867, entitled "An act to amend act No. 100, of session laws of 1848, incorporating the Detroit and Saline plank road company, by adding a new section thereto;"

In the passage of which the Senate has concurred by a two-thirds vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The two named bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bill:

House bill No. 44, entitled

A bill to authorize secretaries, or either of the directors of fire, marine, or life insurance companies to administer oaths, and take testimony in certain cases;

And to inform the House that the Senate does not concur in its passage.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Baxter,

The bill was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 27, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 337, entitled

A bill to incorporate the village of Galesburgh,

And to inform the House that the Senate has amended the title of the bill by striking out the word "incorporate," and inserting in place thereof the word "re-incorporate;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER.

*Secretary of the Senate.*



On motion of Mr. Thompson,

The House concurred in the amendment made to the title of the bill by the Senate.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

MESSAGE FROM THE GOVERNOR.

The Speaker, by unanimous consent, announced the following:

EXECUTIVE OFFICE,  
Lansing, March 26, 1869. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to incorporate the village of Nashville;

Also,

An act to incorporate the village of Plainwell, in the county Allegan;

Also,

An act to amend an act entitled "an act to organize union school district of Bay City;"

Also,

An act to amend sections 10 and 20, and to add section 21 to an act entitled "an act to organize union school district of the city of Saginaw," approved March 18, 1865;

Also,

An act to amend sections 2 and 7 of an act entitled an act to incorporate the village of Kalamazoo, and to repeal all inconsistent acts or parts of acts, approved March 15, 1861, as amended by act No. 415, of the session laws of 1867, approved March 22, 1867; also to add a new section, to stand as section 35.

HENRY P. BALDWIN.

The message was laid on the table.

By unanimous consent Mr. Harris moved to reconsider the vote by which the House passed House bill No. 306, entitled

A bill requiring registers of deeds to furnish abstracts of titles to lands.

Mr. Snell moved to lay the motion to reconsider on the table;

Which motion prevailed.

Mr. Brownell moved to reconsider the vote by which the House refused to pass House bill No. 262, entitled

A bill for the establishment, endowment and support of the College of Homeopathy in the University of Michigan, and to repeal act 100, of the session laws of 1855, approved February 12, 1855.

Mr. Avery moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider, then prevailed.

On motion of Mr. Brownell,

The bill was laid on the table.

By unanimous consent, the following report was submitted:

The joint committee of conference, appointed on the part of the House of Representatives to confer with reference to the disagreement of the two Houses on the bill, entitled

A bill to provide for the payment of salaries of the State officers for the years 1869 and 1870,

Respectfully report that they have had the matter of disagreement under consideration, and as the result of their labors and investigations, have directed us to report the following recommendations:

That the Senate concur in the following amendments to the bill made by the House:

Amend section 1, line eleven, by striking out the word "twelve," and inserting "fourteen;"

Amend line 18, in same section, by striking out the word "four," and inserting the word "six;"

Amend line 11, in section 2, by striking out the word "twelve," and inserting the word "fourteen;"

Amend line 18, in same section, by striking out the word "four" and inserting "six;"

Amend line 18, in sections 1 and 2, after the words "Auditor General," by inserting the words "one regular clerk of the Secretary of the State;"

And that the House recede from the following of its amendments:

Amend line 18, in section 1, by striking out the words "one thousand," and inserting the words "twelve hundred;"

Amend line 18, section 2, by striking out the words "one thousand," and inserting "twelve hundred;"

And that both Houses accede to and adopt the following additional amendments to the bill;

Amend line 12, in section 1, by striking out "twelve," and inserting "fourteen;"

Amend line 13, same section, by striking out "one thousand," and inserting "fourteen hundred;"

Amend line 14, same section, by striking out "twelve," and inserting "fourteen;"

Amend line 15, same section, by inserting after the words book-keeper," the words "and for the salary of the draughtsman;"

Amend line 16, same section, by striking out the word "one," and in line 17, the word "thousand," and insert the words "twelve hundred;"

Also amend section 2 to correspond with section 1, as follows:

Amend line 11, section 2, by striking out "twelve," and inserting "fourteen;"

Amend line 12, same section, by striking out "twelve," and inserting "fourteen;"

Amend line 13, same section, by striking out "one thousand," and inserting "fourteen hundred;"

Amend line 14, same section, by striking out "twelve," and inserting "fourteen;"

Amend line 15, same section, by inserting after the words

"book-keeper," the words "and for the salary of the draughtsman;"

Amend line 17, by striking out "one thousand," and inserting "twelve hundred;"

Amend line 18, by striking out "four," and inserting "six;" also inserting after the words "Auditor General," the words "and one regular clerk of the Secretary of State;"

Amend line 3, of section 3, by inserting after the word "respectively," the words "as such deputies or clerks, or in any other capacity;"

In which recommendations, the Senate and House of Representatives are respectfully asked to concur.

Your committee, in concluding this report, desire to add that owing to the meagre salaries which the constitution limits to the principals, the labor and details of official duties, must necessarily devolve upon the deputies, as no one of the heads of departments can reside with a family in Lansing, and support such, out of a salary predicated upon the limited wants of eighteen years ago. The capabilities, capacities and integrity of the associate officers, becomes a matter of the utmost importance to the principals, and when they are once selected, and initiated into the intricacies of their respective departments, any change works an injury to both officer and employé. The total increase per annum, over that already adopted by both Houses, will amount only to the sum of \$1,800, a sum quite small when it is considered that the gentlemen holding those positions, are, as they ought to be, married men, with such responsibilities as are most highly to be commended in our land. By virtue of laws now in force, all fees for searches and abstracts of every kind and nature, are paid into the Treasury, so that the increase proposed will not be a charge upon the tax-payers, as it will come out of a large surplus, which now finds its way into the general fund through a channel that has heretofore diverted it to other than public uses.

Your committee therefore repeat the request that the recom-

mendations herein be concurred in, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT,

*Chairman of Committee on part of the House.*

P. R. L. PEIRCE,

*Chairman of Committee on part of the Senate.*

Report accepted and committee discharged.

Mr. Baxter moved to take from the table Senate bill No. 70, entitled

A bill to provide for the payment of the salaries of the State officers for the years 1869 and 1870;

Which motion prevailed.

Mr. Baxter moved that a second committee of conference, to consist of five members on the part of the House, be appointed to confer with the committee appointed on the part of the Senate, on the continued disagreement of the two Houses on said bill;

Which motion prevailed.

The Speaker announced as such committee, Messrs. Baxter, Holt, W. D. Williams, Lovell and Putnam.

The committee on engrossment and enrollment, submitted the following report:

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, on the 27th day of March, 1869, the following bills, to wit:

A bill to amend an act entitled "An act to amend an act entitled an act to incorporate the village of Tecumseh, being act No. 84, of the session laws of 1859," approved February 9, 1859;

Also,

A bill to enlarge the corporate limits and to re-incorporate the village of Union City, under a special charter;

Also,

A bill to amend sections 12, 13, 14 and 15, of chapter 154, of the revised statutes of 1846, being sections 5756, 5757, 5758 and

5759, of chapter 181, of the compiled laws, entitled "of offenses against property;"

Also,

A bill to change the name of the Agawam Mining Company;

Also,

A bill to amend section 2, of act No. 231, of the session laws of 1859, being an act to abolish the fees of clerks of the Supreme Court, approved February 15th, 1859;

Also,

A bill to prevent the obstruction of the free passage of fish along the streams and inland rivers, by the interposition of fish weirs, weir dams or weir nets;

Also,

A bill to amend an act entitled "An act to amend sections 4339, 4340, 4341 and 4342 of the compiled laws, in relation to the competency of witnesses and examination of parties in certain cases," approved March 11, 1861;

Also,

A bill to legalize the survey and replatting of the village of Marine City, county of St. Clair, made in the year 1865;

Also,

A bill to amend sections 1, 6, 11 and 20, of an act entitled "an act to incorporate the village of Mt. Clemens," approved April 4, 1851;

Also,

A bill to legalize the action of the board of drain commissioners of Lenawee county, in laying out and establishing certain county drains in said county;

Also,

A bill to authorize the township of Watervliet to refund certain moneys advanced by George Parsons, in paying bounties, and to levy a tax therefor;

Also,

A bill to amend section 7, of act No. 160, of the session laws of 1861, relative to proceedings against garnishees, and for other purposes, approved March 15, 1861;

Also, the following joint resolutions, to-wit:

Joint resolution to legalize the action of certain commissioners in laying out a certain road in town two south, and nine east, in the State of Michigan, as provided by act No. 507, of the session laws of A. D. 1867;

Also,

Joint resolution asking Congress for an appropriation of money to improve Portage Lake and river, in Houghton county;

Also,

Joint resolution in relation to the claim of the State against E. H. Hazelton & Co.;

Also, the following bills, to-wit:

A bill to change the name of the plat and village of Crawville, in the county of Muskegon, to Fruitport;

Also,

A bill to amend section 4581 of the compiled laws, being section 28, of chapter 134, relating to the action of ejectment;

Also,

A bill to authorize judges of probate of certain counties to appoint a register, and prescribing his duties and compensation;

Also,

A bill to amend chapter 181, of the compiled laws, relative to offenses against property, by adding thereto section 53;

Also,

A bill to organize the township of Reynolds, in the county of Montcalm,

Also,

A bill to incorporate the village of Leslie.

E. M. MASON, *Chairman.*

Report accepted.

On motion, of Mr. Romeyn,

The House adjourned until Monday morning, at 9 o'clock.

*Lansing, Monday, March 29, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Bryant.

Roll called: quorum present.

Absent without leave: Messrs. Grant, Hurlbut, Mandigo, Seward, Stockbridge, and H. G. Williams.

Mr. Elliott asked and obtained leave of absence for Mr. Grant, for an indefinite time, on account of sickness.

Mr. Millington asked and obtained leave of absence for Mr. Mandigo, until Tuesday noon.

Mr. Putnam asked and obtained leave of absence for Mr. Seward, for the day.

Mr. Ashley asked and obtained leave of absence for Mr. Hurlbut, for an indefinite time, on account of sickness.

Mr. Holt asked and obtained leave of absence for Mr. Stockbridge.

Mr. Kingsley asked and obtained leave of absence for H. G. Williams, until to-morrow noon.

#### REPORTS OF STANDING COMMITTEES.

By the committee on public lands:

The committee on public lands, to whom was referred Senate manuscript bill, being

A bill to amend section 1 and 3, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner," approved March 21, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Chairman.*

Report accepted and committee discharged.



On motion of Mr. McCowen,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Huston,

The rules were suspended, and the bill was placed on the order of third reading

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred Senate bill No. 215, entitled

A bill to amend sections 32 and 33, of an act entitled "An act to provide for the incorporation of railroad companies," approved Feb. 12, 1855, and section 45 of said act, as amended by section 5, of act No. 173, of the session laws of 1861, approved March 15, 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, recommending that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred Senate bill No. 207, entitled

A bill to provide for the laying out, establishing and construction of a State road in the counties of Gratiot and Saginaw,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was re-committed House bill No. 101, entitled

A bill to amend sections 10 and 17, of act No. 163, of session laws of 1861, being an act relative to laying out, altering or discontinuing highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Vowles,

The House concurred in the amendments made to the bill by the committee.

The bill was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 220, entitled

A bill to amend section 4746, of the compiled laws relating to proceedings against debtors by attachment,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 218, entitled

A bill to amend section 57, of chapter 90, of the revised statutes of A. D. 1846, and the act amendatory thereof, approved January 29, 1858, relative to the examination of witnesses in cases in chancery,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole; and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 212, entitled

A bill to amend chapter 100 of the compiled laws, being chapter 76, of the revised statutes of 1846, by adding two new sections thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred Senate bill No. 219, entitled

A bill to amend section 5726 of the compiled laws, being section 16, of chapter 180, of said laws, relative to offenses against persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the

House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on ways and means:

The committee on ways and means, to whom was referred senate bill 197, entitled

A bill making appropriations for the State Reform School, for the years 1869 and 1870,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

H. H. HOLT, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred Senate bill No. 150, entitled

A bill to limit the operation of the proviso to an act approved March 27, 1867, to amend section 1 of an act entitled "An act relative to laying out, altering and discontinuing highways," approved March 15, 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and without recommendation, and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. W. D. Williams,

The rules were suspended, and the bill was placed on the order of third reading.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 27, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 363, entitled

A bill to organize the county of Charlevoix;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

GENERAL ORDER.

On motion of Mr. Mead,

The House went into committee of the whole, on the general order,

Mr. W. D. Williams in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following entitled bills:

1. House bill No. 90, entitled

A bill to amend act No. 77, of the session laws of 1861, entitled "an act to amend section 5 of an act entitled an act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved February 28, A. D. 1861;

2. House bill No. 330, entitled

A bill to detach the county of Emmet from the thirteenth circuit, and to attach the same to the eleventh circuit;

3. House bill No. 333, entitled

A bill to amend section 50, of chapter 184, of the compiled laws;

4. House bill No. 340, entitled

A bill to provide for the drainage and reclaiming of swamp lands, by means of ditching and clearing out the Shebion creek, in the townships of Fair Haven and Brookfield, in the county of Huron, and appropriating swamp lands therefor;

5. House bill No. 342, entitled

A bill making an additional appropriation of State swamp land for the improvement of the Port Huron, Bay City and Lansing State road;

6. House bill No. 344, entitled

A bill to provide for the construction of a State road in the county of Lapeer, and making an appropriation of State swamp land in aid of the construction of said road;

7. House bill No. 345, entitled

A bill to provide for the extension of what is called the Capac State road, in the counties of St. Clair and Lapeer, a distance of two miles further west;

8. House bill No. 347, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a road to be known as the Lapeer and Bay City State road;

9. House bill No. 348, entitled

A bill to provide for grading the hills between Elm Creek and Blue Ledge, on the Port Austin and Sanilac State road;

10. House bill No. 350, entitled

A bill to amend section 8 of an act entitled "An act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved February 14, 1853, being section 789 of the compiled laws;

11. House bill No. 351, entitled

A bill to prevent animals from trespassing;

12. House bill No. 353, entitled

A bill to amend act No. 138, of session laws of 1867, entitled an act to amend section 1, of chapter seventy, of the revised statutes of 1846, being section 2877, of chapter 94, of the compiled laws, entitled "Of the administration and distribution of estates of deceased persons;"

13. House bill No. 354, entitled

A bill to prevent the introduction of contagious diseases in cattle;

14. House bill No. 355, entitled

A bill to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February 14, 1853;

15. House bill No. 364, entitled

A bill to amend section 29, of chapter 170, of the revised statutes of 1857, being section 5507 of compiled laws, relative to the payment of debts;

16. House bill No. 366, entitled

A bill to amend sections 9, 10, 11, 12, 13 and 14, of chapter 39, of the compiled laws;

17. Senate bill No. 32, entitled

A bill to amend act No. 147, of session laws of 1865, being an act entitled "An act to amend section 17, of chapter 67, being section 1961, of the compiled laws, relative to the rates of fare on short railroads;

18. Senate bill No. 185, entitled

A bill to authorize existing railroad companies to aid by subscription of stock, guarantying of bonds, or making running connections with any road constructed or to be constructed, under the general laws of this State, and for other purposes;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled bills:

19. Senate bill No. 190, entitled

A bill to amend section 81, of chapter 58, of the revised statutes of 1846, relative to primary schools, the same being section 2324, of the compiled laws;

20. House bill No. 331, entitled

A bill to amend an act entitled "An act to amend sections 11 and 127, of chapter 117, of the compiled laws, relative to security for costs in justices' courts," as amended by act number 186, of the session laws of 1863, approved March 20, 1863;

21. House bill No. 332, entitled

A bill to define certain offenses affecting railroads, and to provide punishment for the same;

22. House bill No. 334, entitled

A bill to organize the township of Baraga;

23. House bill No. 335, entitled

A bill granting aid to the St. Mary's hospital, of the city of Detroit;

24. House bill No. 352, entitled

A bill to provide for the construction of a State road in Van Buren county, and appropriating swamp land therefor;

25. House bill No. 357, entitled

A bill to aid in the improvement of the Saginaw and Gratiot State road, and apply certain non-resident highway taxes thereon;

26. Senate manuscript bill, entitled

A bill to provide for the payment of certain drainage orders outstanding in the county of Oakland;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration, the following entitled bills:

27. House bill No. 336, entitled

A bill to amend an act entitled "An act to authorize the organization of young men's christian associations," approved March 27, 1867, by adding two new sections thereto;



## 28. Senate bill No. 333, entitled

A bill to amend an act entitled "An act to provide for the sale of the swamp lands, and the reclamation thereof, and to secure the preëmption claims of settlers thereon," approved Feb. 4, 1858;

## 29. House bill No. 365, entitled

A bill to repeal section 19, of chapter 63, of the compiled laws;

Have stricken out all after the enacting clause thereof, and have directed their chairman to report that fact to the House, asking concurrence therein.

The committee of the whole have also had under consideration the following entitled bill:

## 30. House bill No. 339, entitled

A bill for the appropriation of 15,000 acres of swamp lands to the county of Houghton, for the purpose of constructing a draw-bridge across Portage river, between the townships of Houghton and Franklin, to render continuous the Mineral Range State road;

Have directed their chairman to report the same back to the House, with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following entitled joint resolutions:

## 1. House joint resolution No. 32, entitled

Joint resolution asking Congress for an appropriation of money for the improvement of Mackinaw harbor, on the island of Mackinaw, in the straits of Michilimackinac;

## 2. House joint resolution No. 4, entitled

Joint resolution asking the general government for the substitution of even for odd sections, in the appropriation of lands to aid in the construction of wagon roads, and to extend the time of construction, and to authorize the State to sell the same;

Have made no amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following entitled joint resolution:

8. House joint resolution No. 33, entitled

Joint resolution asking Congress for a grant of lands to aid the construction of a railroad from Little Traverse bay, by way of the straits of Mackinaw, to Marquette, on Lake Superior, in the State of Michigan;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have directed their chairman to report back to the House the following entitled bills and joint resolution:

1. Senate bill No. 191, entitled

A bill to amend section 13, of chapter 58, of the revised statutes of A. D. 1846, the same being section 2256, of the compiled laws, relative to primary schools;

2. Senate bill No. 177, entitled

A bill to establish the rate of fees to be charged by the Auditor General, for furnishing transcripts, lists, abstracts and certificates;

3. Senate bill No. 193, entitled

A bill to provide for the purchase and payment of land in opening a highway in front of the State Prison at Jackson;

4. Senate manuscript bill, entitled

A bill making appropriation for the completion of the Normal school building;

5. Senate bill No. 165, entitled

A bill to protect vineyards in the State of Michigan;

6. House bill No. 368, entitled

A bill to amend "An act to provide for the restoration of lost records, papers or other proceedings, in courts of record," being act No. 8, of the session laws of 1861;

7. House bill No. 370, entitled

A bill appropriating swamp land for the improvement of the State road from Ithaca to St. Charles;

8. Senate bill No. 198, entitled

A bill to lay out and establish a State road from Angell's Landing, so called, on section twenty-eight, in township twenty-nine north, of range eight west, in the county of Antrim, to the center of township twenty-nine north, of range one west, in the county of Otsego;

9. Senate bill No. 196, entitled

A bill to appropriate certain highway taxes for the improvement of the wagon road from the Saginaw river to Alma, in the county of Gratiot;

10. Senate bill No. 195, entitled

A bill to amend section one, of act No. 100, of the laws of 1865, entitled "An act to provide for the drainage and reclamation of swamp lands by means of a road to be known as the Cass River and Wild Fowl Bay State road," approved March 2, 1865;

11. Senate bill No. 159, entitled

A bill to amend sections 1 and 6 of an act entitled "an act to amend sections 1, 3, 4, 5, 6 and 7 of an act entitled 'an act to incorporate the fire department of the city of Detroit,' approved February 14, 1840, and an act amendatory thereto, approved January 14, 1859," approved March 15, 1861;

12. Senate manuscript bill, entitled

A bill to authorize the trustees of the village of Newaygo to cause said village to be re-surveyed and re-platted, and to provide for recording the same;

13. Senate bill No. 201, entitled

A bill to amend section 4, of act No. 35, of the session laws of 1867, entitled "an act to provide for the formation of street railway companies," approved March 5, 1867;

14. House bill No. 371, entitled

A bill to authorize the formation of corporations for the purpose of improving the navigation of rivers;

15. House bill No. 372, entitled

A bill to amend section 1, of act No. 420, session laws of

1867, so as to delocalize certain swamp lands appropriated for the purpose of building a State road;

16. House bill No. 373, entitled

A bill to organize the township of Baldwin, in Muskegon county;

17. House bill No. 375, entitled

A bill to amend an act entitled "An act to provide for the incorporation of railroad companies," approved February 12, 1855, by adding a new section thereto, to stand as section 67;

18. House bill No. 376, entitled

A bill to authorize the incorporation of trades unions as mechanics' associations under the provisions of chapter 62 of the compiled laws;

19. House bill No. 377, entitled

A bill to authorize the common council of the village of Lowell, in the county of Kent, to cause a re-survey and re-platting of said village to be made and recorded, and to assess and collect the necessary expenses therefor;

20. House bill No. 378, entitled

A bill to amend an act to incorporate the village of Lowell, approved March 15, 1861, as amended by act number 169, of the session laws of 1865, approved March 14, 1865;

21. Senate bill No. 106, entitled

A bill to amend chapter 51 of the compiled laws, relating to the destruction of wolves, and other noxious animals, by adding a new section thereto, to stand as section 18 of said chapter;

22. Senate bill No. 194, entitled

A bill to provide for repairing and finishing the State prison, and for making certain additions and improvements thereto;

23. Senate bill No. 188, entitled

A bill making appropriations to pay the arrearages of the Michigan institution for educating the Deaf and Dumb and the Blind, for the years 1867 and 1868, and for the support thereof for the years 1869 and 1870;

24. Senate bill No. 189, entitled

A bill to provide for the incorporation of savings' associations;

25. Senate bill No. 100, entitled

A bill to repeal the charter of the Monroe and Saline plank road company;

26. Senate bill No. 215, entitled

A bill to amend sections 32 and 33 of an act entitled "an act to provide for the incorporation of railroad companies," approved February 12, 1855, and section 45, of said act, as amended by section 5, of act No. 173, of the session laws of 1861, approved March 15, 1861;

27. Senate bill No. 207, entitled

A bill to provide for the laying out, establishing and construction of a State road in the counties of Gratiot and Saginaw;

28. Senate bill No. 220, entitled

A bill to amend section 4746 of the compiled laws, relating to proceedings against debtors by attachment;

29. Senate bill No. 218, entitled

A bill to amend section 57, of chapter 90, of the revised statutes of A. D. 1846, and the act amendatory thereof, approved January 29, 1858, relative to the examination of witnesses in cases in chancery;

30. Senate bill No. 212, entitled

A bill to amend chapter 100 of the compiled laws, being chapter 76, of the revised statutes of 1846, by adding two new sections thereto;

31. House bill No. 101, entitled

A bill to amend sections 10 and 17, of act No. 163, of session laws of 1861, being an act relative to laying out, altering or discontinuing highways;

32. Senate bill No. 219, entitled

A bill to amend section 5726 of the compiled laws, being section 16, of chapter 180, of said laws, relative to offenses against persons;

33. Senate bill No. 197, entitled

A bill making appropriations for the State Reform School, for the years 1869 and 1870;

34. Senate bill No. 150, entitled

A bill to limit the operation of the first proviso to an act, approved March 27, 1867, to amend section 1 of an act entitled "An act relative to laying out, altering and discontinuing highways," approved March 15, 1861;

35. House bill No. 341, entitled

A bill to provide for the construction of certain drains or ditches, in the county of St. Clair, and making an appropriation of swamp lands to aid in the construction of the same;

36. House bill No. 343, entitled

A bill to provide for the drainage and reclamation of swamp land, by means of a State road and ditches, from the southwest corner of section 34, town 17 north, range 10 west, Osceola county, thence north to Traverse Bay;

House joint resolution No. 34, entitled

Joint resolution ceding that portion of the State denominated the Upper Peninsula of Michigan to the United States Government, for the purpose of erecting a Territory therefrom,

And recommend that they all be placed on the order of third reading.

W. D. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

The first eighteen named bills were placed on the order of third reading.

On motion of Mr. Stewart,

The House concurred in the amendments made to the nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth and twenty-sixth named bills, by the committee, and the bills were placed on the order of third reading.

On motion of Mr. McCowen,

The House concurred in the action of the committee, in striking out all after the enacting clause of the twenty-seventh, twen-

ty-eighth and twenty-ninth named bills, and the several enacting clauses were laid on the table.

On motion of Mr. Norton,

The House concurred in the recommendation of the committee relative to the thirtieth named bill, and the bill was laid on the table.

The first and second named joint resolutions were placed on the order of third reading.

On motion of Mr. Cogshall,

The House concurred in the amendments made to the third named joint resolution by the committee, and the joint resolution was placed on the order of third reading.

The last thirty-six named bills and joint resolution were placed on the order of third reading.

By unanimous consent, Mr. Smith offered the following:

*Resolved*, That 500 copies of the general railroad aid law be printed for the use of the members of this House.

Mr. Rowson moved to amend, by inserting "1000" in lieu of "500;"

Which amendment prevailed.

The resolution, as amended, was then adopted.

By unanimous consent, the committee on ways and means submitted the following report:

The committee on ways and means to whom was referred Senate bill No. 223, entitled

A bill making appropriations for completing and furnishing the buildings and improving the grounds of the Michigan Institution for educating the Deaf and Dumb, and the Blind, and for purchasing machinery, tools and stock, and to pay foreman of shop of the same,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when

so amended, do pass, and ask to be discharged from the further consideration of the subject.

HENRY H. HOLT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Horton,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Holt,

The rules were suspended, and the bill was placed on the order of third reading.

On motion of Mr. R. V. Briggs,

The House took a recess until two o'clock this afternoon.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Hartson asked and obtained leave of absence for himself, for an indefinite time, on account of sickness.

Mr. Bostwick asked and obtained leave of absence for Mr. Goodrich, for the day.

The following report from the committee of conference, on the disagreements between the two Houses, on Senate bill No. 70, was submitted:

The committee of conference of the Senate and House, to whom was referred Senate bill No. 70, entitled

A bill to provide for the payment of the salaries of the State officers for the years eighteen hundred and sixty-nine and eighteen hundred and seventy,

Respectfully report, that having conferred upon the same, your committee respectfully recommend that the Senate concur in the following amendments made to the bill in the House, viz:

1. In striking out in section 1, line 11, "twelve" and inserting "fourteen," and in line 13 of same section, in striking out "one thousand" and inserting "twelve hundred;"



2. In striking out in section 2, line 11, "twelve," and inserting "fourteen," and in line 13 of same section, in striking out "one thousand," and inserting "twelve hundred," and inserting in each of said sections 1 and 2, after the words "Auditor General," in line 18, the words "and one regular clerk of the Secretary of State;"

3. That the House recede from its amendments in striking out "four" and inserting "six," in line 18 of sections 1 and 2, respectively, of said bill.

And have directed us to report the same back, recommending that the amendments be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. B. WILLIAMS,

*Chairman of Committee from Senate.*

B. L. BAXTER,

*Chairman of Committee from House.*

Report accepted and committee discharged.

On motion of Mr. Holt,

The House concurred in the report of the committee of conference, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Shaw,
Avery,	Hubbard,	Sheldon,
Barnaby,	Huston,	Shier,
Baxter,	Hutchinson,	Sickels,
Beall,	Kingsley,	Slayton,
Blake,	Klein,	Smith,
R. V. Briggs,	Lane,	Snell,
Brownell,	Lee,	Thompson,
Cameron,	McCowen,	Vowles,
B. Clark,	Mead,	Wagner,
Cogshall,	Miles,	Walker,
Crane,	Miller,	Walton,
Doty,	Millington,	Weier,
Dusseau,	Mitchell,	Wendell,
Eaton,	Newman,	White,
Eck,	Putnam,	Wilcox,
Elliott,	Romeyn,	W. D. Williams,

Hartson,  
Holt,Rowlson,  
Sanford,  
NAYS.Woodard,  
Speaker, 57  
0

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 29, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

Substitute for House bill No. 13, entitled

A bill to authorize the trustees of the Methodist Episcopal church, of Dansville, Ingham county, to sell and convey certain real estate;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 29, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved, (the House concurring,) That the Secretary of the Senate and the Clerk of the House of Representatives be and they are hereby authorized and requested to compile and prepare for publication, and make indexes, and superintend the publication of the journals and documents of the present Legislature; and when completed and certified to by the Secretary*

of State, they shall each be entitled to and receive for such services, the sum of five hundred dollars;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Smith,

The House concurred in the adoption of the resolution.

Mr. Blake moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave:

Messrs. Bostwick, Boynton, Crossman, Davis, Gay, Harris, F. G. Kendrick, Osborn, Purcell, Riopelle, Slayton and Stewart,

The Sergeant-at-Arms announced Messrs. Harris, Slayton Stewart, F. G. Kendrick and Purcell at the bar of the House;

On motion of Mr. Miles,

The several named gentlemen were admitted within the bar, and allowed to take their seats without rendering any excuse.

On motion of Mr. Plimpton,

The Sergeant-at-Arms was despatched after the absentees.

The Sergeant-at-Arms announced Mr. Gay at the bar of the House.

On motion of Mr. Lee,

Mr. Gay was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Shaw,

All further proceedings under the call were dispensed with.

THIRD READING OF BILLS.

Senate bill No. 123, entitled

A bill to amend an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven, and Spring

Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 18th, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sanford,
Avery,	F. G. Kendrick,	Shaw,
Barnaby,	Kingsley,	Sheldon,
Baxter,	Klein,	Shier,
Beall,	Lane,	Sickels,
Blake,	Lee,	Slayton,
Boynton,	Lovell,	Smith,
R. V. Briggs,	Mason,	Snell,
Brownell,	McCowen,	Stannard,
Cameron,	McKernan,	Stewart,
B. Clark,	Mead,	Swift,
Cogshall,	Miles,	Thompson,
Crane,	Miller,	Vowles,
Davis,	Millington,	Wagner,
Doty,	Mitchell,	Walker,
Dusseau,	Murray,	Walton,
Eaton,	Newman,	Weier,
Eck,	Norton,	Wendell,
Elliott,	Osborn,	White,
Gay,	Plimpton,	Wilcox,
Harris,	Purcell,	W. D. Williams,
Hartson,	Putnam,	Woodard,
Holt,	Romeyn,	Speaker,
Hubbard,	Rowlson,	

71

## NAYS.

0

Mr. Blake moved to amend the title by inserting before the word "an," where it first occurs in line 1, the following: "sections 1, 3, 4, 5, 7, 9, 11, 14, 33, 36, 45, 46, 48, 49, 50, 52, 53 and 73, of;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Blake,

By a vote of two-thirds of all the members elect, the bill was ordered to take effect from and after the first day of April next.

House manuscript bill, entitled

A bill to repeal an act to incorporate the Flint and Fenton-ville plank road company, approved April 3d, 1848,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Rowleson,
Avery,	Hutchinson,	Sanford,
Barnaby,	F. G. Kendrick,	Shaw,
Baxter,	Kingsley,	Sheldon,
Beall,	Klein,	Shier,
Blake,	Lane,	Sickels,
Boynton,	Lee,	Slayton,
R. V. Briggs,	Lovell,	Smith,
Brownell,	Mason,	Snell,
Cameron,	McCowen,	Stewart,
B. Clark,	McKernan,	Swift,
Cogahall,	Mead,	Thompson,
Crane,	Miles,	Vowles,
Davis,	Miller,	Wagner,
Doty,	Millington,	Walker,
Dusseau,	Mitchell,	Walton,
Eaton,	Murray,	Ward,
Eck,	Newman,	Weier,
Elliott,	Norton,	Wendell,
Gay,	Osborn,	White,
Harris,	Plimpton,	Wilcox,
Hartson,	Purcell,	W. D. Williams,
Horton,	Putnam,	Woodard,
Hubbard,	Riopelle,	Speaker, 72
	NAYS.	0

Title agreed to.

Senate bill No. 178, entitled

A bill to incorporate the village of Midland City,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. F. G. Kendrick,	Mr. Shaw,
Barnaby,	Kingsley,	Sheldon,
Baxter,	Klein,	Shier,
Beall,	Lane,	Sickels,
Blake,	Lee,	Slayton,
R. V. Briggs,	Lovell,	Smith,

Brownell,  
Cameron,  
B. Clark,  
Cogshall,  
Crane,  
Davis,  
Doty,  
Dussean,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Harris,  
Hartson,  
Horton,  
Hubbard,  
Hutchinson,

Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Millington,  
Mitchell,  
Murray,  
Osborn,  
Plimpton,  
Purcell,  
Putnam,  
Riopelle,  
Rowlson,  
Sanford,

Snell,  
Stewart,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Wendell,  
White,  
Wilcox,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker,

67

## NAYS.

Mr. Ward,

1

Title agreed to.

On motion of Mr. Yawkey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 309, entitled

A bill to grant further time to the supervisor of Kalamazoo township, in the county of Kalamazoo, to perfect the assessment rolls of said township,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
Cogshall,  
Crane,

Mr. Horton,  
Hubbard,  
Huston,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
Mason,  
McCowen,  
McKernan,

Mr. Putnam  
Riopelle,  
Romeyn,  
Rowlson,  
Shaw,  
Sheldon,  
Shier,  
Sickels,  
Smith,  
Snell,  
Stewart,  
Swift,

Crossman,	Mead,	Vowles,	
Davis,	Miles,	Wagner,	
Doty,	Miller,	Walker,	
Dusseau,	Millington,	Ward,	
Eaton,	Mitchell,	Wendell,	
Eck,	Murray,	White,	
Elliott,	Newman,	Wilcox,	
Gay,	Norton,	W. D. Williams,	
Harris,	Osborn,	Woodard,	
Hartson,	Plimpton,	Yawkey,	
Holt,	Purcell,	Speaker,	69
	NAYS.		0

Title agreed to.

On motion of Mr. Cameron,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to authorize the improvement of Fort street, in the township of Springwells, and to provide for the maintenance thereof,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Purcell moved to amend by striking out the words "drain commissioners of the county of Wayne," in the second section, and inserting in lieu thereof the word "Governor;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Purcell,
Avery,	Hubbard,	Putnam,
Barnaby,	Huston,	Rowlson,
Baxter,	Hutchinson,	Shaw,
Beall,	F. G. Kendrick,	Sheldon,
Blake,	Kingsley,	Shier,
Boynton,	Klein,	Sickels,
Brownell,	Lane,	Slayton,
Cameron,	Lee,	Smith,
B. Clark,	Lovell,	Snell,
Crane,	Mason,	Stannard,
Crossman,	McCowen,	Swift,

Davis,	McKernan,	Thompson,
Doty,	Mead,	Vowles,
Eaton,	Miles,	Wagner,
Eck,	Miller,	Walker,
Elliott,	Millington,	Walton,
Gay,	Murray,	Weier,
Harris,	Newman,	W. D. Williams,
Hartson,	Norton,	Woodard,
Holt,	Osborn,	Speaker, 63

## NAYS.

Mr. Dussseau,	Mr. Romeyn,	Mr. Yawkey,
Riopelle,		

4

House bill No. 308, entitled

A bill to amend section 25, of chapter 10, of the revised statutes of 1846, being section 359, of compiled laws, relating to the powers and duties of the board of supervisors of the several counties, and to confer upon them certain local, administrative and legislative powers,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Slayton moved to amend, by prefixing thereto the following, to stand as section 1:

"SECTION 1. *The People of the State of Michigan enact, That section 25, of chapter 10, being section 359, of compiled laws, be and the same is hereby amended so as to read as follows:*"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Sickels,
Avery,	Horton,	Slayton,
Baxter,	Huston,	Smith,
Beall,	Hutchinson,	Snell,
Blake,	F. G. Kendrick,	Stannard,
Bostwick,	Kingsley,	Stewart,
R. V. Briggs,	Lane,	Swift,
Cameron,	McCowen,	Thompson,
B. Clark,	McKernan,	Vowles,
Crane,	Millington,	Wagner,
Crossman,	Murray,	Walker,



Davis,	Newman,	Walton,
Doty,	Plimpton,	Weier,
Dusseau,	Purcell,	Wendell,
Eck,	Sanford,	White,
Elliott,	Shaw,	W. D. Williams,
Gay,	Shier,	Speaker,
Harris,		52

NAYS.

Mr. Barnaby,	Mr. Lee,	Mr. Riopelle,
Brownell,	Lovell,	Romeyn,
Eaton,	Miles,	Wilcox,
Hubbard,	Osborn,	Yawkey,
Klein,	Putnam,	14

Mr. Slayton moved to amend the title by striking out the words "of the revised statutes of 1846;"

Which motion prevailed.

The title, as amended, was agreed to.

House bill No. 310, entitled

A bill to prevent and punish persons from breaking locks and chains attached to boats, and suffering the same to float away, upon the inland lakes, rivers and streams in the State of Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. McKernan moved to amend by striking out the word "inland" whenever it occurs in the bill;

Which was agreed to.

Mr. Plimpton moved to further amend by inserting after the word "shall," in line 3 of section 2, the word "maliciously;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Rowison,
Avery,	Horton,	Shaw,
Barnaby,	Hubbard,	Shier,
Baxter,	Huston,	Sickles,
Beall,	Hutchinson,	Slayton,
Blake,	F. G. Kendrick,	Smith,

Bostwick,  
 Boynton,  
 R. V. Briggs,  
 Brownell,  
 Cameron,  
 B. Clark,  
 Cogshall,  
 Crane,  
 Crossman,  
 Davis,  
 Doty,  
 Dusseau,  
 Eaton,  
 Eck,  
 Elliott,  
 Harris,

Kingsley,  
 Klein,  
 Lane,  
 Lee,  
 Lovell,  
 McCowen,  
 McKernan,  
 Mead,  
 Miles,  
 Millington,  
 Osborn,  
 Plimpton,  
 Purcell,  
 Putnam,  
 Romeyn,

Snell,  
 Stannard,  
 Stewart,  
 Swift,  
 Ternes,  
 Thompson,  
 Vowles,  
 Walker,  
 Walton,  
 Weier,  
 Wendell,  
 White,  
 W. D. Williams,  
 Yawkey,  
 Speaker,

64

## NAYS.

0

Mr. Snell moved to amend the title by striking out in line 1, the words "prevent and;" also, by striking out the word "from," and inserting "for" in lieu thereof; also, by striking out the word "inland;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Plimpton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to amend an act entitled "An act to incorporate the village of Petersburg," approved March 19, 1869, by adding a new section thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,  
 Barnaby,  
 Blake,  
 Bostwick,  
 R. V. Briggs,  
 Brownell,  
 Cameron,  
 B. Clark,

Mr. Hutchinson,  
 F. G. Kendrick,  
 Kingsley,  
 Klein,  
 Lane,  
 Lovell,  
 McCowen,  
 McKernan,

Mr. Shaw,  
 Shier,  
 Sickels,  
 Slayton,  
 Snell,  
 Stannard,  
 Stewart,  
 Swift,

Cogshall,	Mead,	Ternes,
Crane,	Miles,	Vowles,
Crossman,	Millington,	Walker,
Davis,	Murray,	Walton,
Doty,	Newman,	Weier,
Dusseau,	Osborn,	Wendell,
Eck,	Plimpton,	Wilcox,
Harris,	Purcell,	W. D. Williams,
Holt,	Putnam,	Yawkey,
Horton,	Romeyn,	Speaker,
Hubbard,	Sanford,	56
	NAYS.	0

Title agreed to.

On motion of Mr. Dusseau,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 63, entitled

A bill to authorize the Cass county agricultural society to sell their fair grounds,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Romeyn,
Avery,	Horton,	Sanford,
Barnaby,	Hubbard,	Shaw,
Baxter,	Hutchinson,	Shier,
Blake,	F. G. Kendrick,	Sickels,
Bostwick,	Kingsley,	Slayton,
Boynton,	Klein,	Smith,
R. V. Briggs,	Lane,	Snell,
Brownell,	Lee,	Stannard,
B. Clark,	Lovell,	Stewart,
Cogshall,	McCowen,	Stockbridge,
Crane,	McKernan,	Swift,
Crossman,	Mead,	Ternes,
Davis,	Millington,	Vowles,
Doty,	Murray,	Walton,
Dusseau,	Norton,	Weier,
Eaton,	Osborn,	Wendell,
Eck,	Plimpton,	Wilcox,
Elliott,	Purcell,	Yawkey,
Gay,	Putnam,	Speaker,
Harris,		61

## NAYS.

0

Title agreed to.

On motion of Mr. Putnam,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 314, entitled

A bill to amend section 4, of act No. 108, of the session laws of 1861, entitled "An act to amend an act entitled an act to provide for the settlement and drainage of swamp lands by actual settlers,"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Snell moved to amend by striking out of section 4, all after the word "application," in line 22;

Which was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Purcell,
Avery,	Hubbard,	Putnam,
Barnaby,	Huston,	Rowlson,
Baxter,	Hutchinson,	Sanford,
Beall,	F. G. Kendrick,	Shier,
Blake,	Kingsley,	Stockbridge,
Bostwick,	Klein,	Swift,
Boynton,	Lane,	Ternes,
R. V. Briggs,	Lovell,	Thompson,
Cameron,	McCowen,	Vowles,
O. Clark,	McKernan,	Wendell,
Crane,	Millington,	Wilcox,
Crossman,	Newman,	W. D. Williams,
Elliott,	Norton,	Yawkey,
Gay,	Osborn,	Speaker,
Hartson,	Plimpton,	

47

## NAYS.

Mr. Brownell,	Mr. Horton,	Mr. Smith,
B. Clark,	Lee,	Snell,
Cogshall,	Mead,	Stannard,
Davis,	Miller,	Wagner,
Doty,	Murray,	Walton,

Dusseau,	Shaw,	Weier,	
Eck,	Sickels,	White,	
Harris,	Slayton,	Woodard,	24

House bill No. 316, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches, from Tawas Bay, in Iosco county, to the intersection of the Midland and Traverse Bay State road,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Slayton,	
Avery,	Hubbard,	Smith,	
Baxter,	Hutchinson,	Snell,	
Beall,	Kingsley,	Stannard,	
Bostwick,	Lane,	Stockbridge,	
Boynton,	Lee,	Swift,	
R. V. Briggs,	McCowen,	Ternes,	
Brownell,	McKernan,	Thompson,	
Cameron,	Mead,	Vowler,	
B. Clark,	Millington,	Wagner,	
O. Clark,	Newman,	Walton,	
Cogshall,	Osborn,	Weier,	
Crane,	Plimpton,	Wendell,	
Doty,	Purcell,	White,	
Dusseau,	Rowlson,	W. D. Williams,	
Eaton,	Sanford,	Woodard,	
Eck,	Shaw,	Yawkey,	
Gay,	Shier,	Speaker,	
Hartson,	Sickels,		56

#### NAYS.

Mr. Davis,	Mr. Horton,	Mr. Murray,	
Harris,	Klein,	Walker,	6

Mr. Newman moved to amend the title by inserting before the word "intersection," the words "west line of said county to the;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Cogshall,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 318, entitled

A bill to legalize the action of the board of school inspectors of Adams township, in Houghton county, for the year 1867, in forming said township into one school district,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shaw,
Barnaby,	Hutchinson,	Sickels,
Baxter,	F. G. Kendrick,	Slayton,
Bostwick,	Kingaleys,	Stewart,
Boynton,	Klein,	Stockbridge,
Cameron,	Lane,	Thompson,
B. Clark,	Lee,	Vowles,
O. Clark,	McCowen,	Wagner,
Cogshall,	McKernan,	Walker,
Crane,	Mead,	Walton,
Doty,	Miller,	Weier,
Dusseau,	Millington,	White,
Eaton,	Murray,	Wilcox,
Eck,	Newman,	W. D. Williams,
Elliott,	Osborn,	Woodard,
Harris,	Plimpton,	Yawkey,
Holt,	Purcell,	Speaker,
Horton,	Sanford,	

53

NAYS

Mr. Putnam,	Mr. Shier,	Mr. Stannard,	3
Title agreed to.			

On motion of Mr. McKernan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 30, entitled

Joint resolution asking Senators and Representatives in Congress from Michigan, to urge an appropriation for the speedy erection of a light-house at the mouth of the Pere Marquette river, in the county of Mason,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Shier,
Avery,	Huston,	Sickels,
Barnaby,	F. G. Kendrick,	Slayton,
Baxter,	Kingsley,	Smith,
Beall,	Klein,	Snell,
Blake,	Lane,	Stannard,
Bostwick,	Lee,	Stewart,
Boynton,	McCowen,	Stockbridge,
R. V. Briggs,	McKernan,	Swift,
Brownell,	Mead,	Thompson,
Cameron,	Miller,	Vowles,
B. Clark,	Millington,	Wagner,
O. Clark,	Murray,	Walker,
Cogshall,	Newman,	Walton,
Crane,	Osborn,	Ward,
Davis,	Plimpton,	Weier,
Doty,	Purcell,	Wendell,
Dussean,	Putnam,	White,
Eaton,	Riopelle,	Wilcox,
Elliott,	Rowlson,	W. D. Williams,
Gay,	Sanford,	Woodard,
Harris,	Shaw,	Yawkey,
Hartson,	Sheldon,	Speaker,
Holt,		

70

## NAYS.

0

Title and preamble agreed to.

House bill No. 319, entitled

A bill to assist in the erection of monuments to the memory of Union soldiers in each of the national public cemeteries of the country in which are buried those who fell in defense of the government, and to appropriate a sum of money therefor,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Slayton,

The further consideration of the bill was indefinitely postponed.

House bill No. 321, entitled

A bill to detach sections 14, 28 and 33, in townships 54 north, of range 35 west, in the township of Hancock, in Houghton county, and attach the same to Adams township, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Sanford,
Barnaby,	Hutchinson,	Shaw,
Baxter,	F. G. Kendrick,	Shier,
Beall,	Kingsley,	Sickels,
Blake,	Klein,	Slayton,
Bostwick,	Lane,	Snell,
Boynton,	Lee,	Stannard,
R. V. Briggs,	Lovell,	Stockbridge,
Cameron,	McCowen,	Swift,
B. Clark,	McKernan,	Ternes,
O. Clark,	Mead,	Thompson,
Cogshall,	Miles,	Vowles,
Crane,	Miller,	Wagner,
Davis,	Millington,	Walker,
Doty,	Mitchell,	Walton,
Dusseau,	Murray,	Weier,
Eaton,	Newman,	Wendell,
Eck,	Norton,	White,
Elliott,	Osborn,	Wilcox,
Gay,	Plimpton,	W. D. Williams,
Harris,	Parcell,	Woodward,
Hartson,	Putnam,	Yawkey,
Horton,	Riopelle,	Speaker,
Hubbard,	Rowlson,	

71

## NAYS.

0

Title agreed to.

On motion of Mr. Miller,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 320, entitled

A bill to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Shaw,
Barnaby,	Hutchinson,	Sickels,
Baxter,	Kingsley,	Slayton,
Brownell,	Lane,	Snell,



B. Clark,	Lee,	Stockbridge,
O. Clark,	Lovell,	Ternes,
Cogshall,	McKernan,	Thompson,
Crane,	Mead,	Wagner,
Doty,	Miller,	Weier,
Dusseau,	Millington,	W. D. Williams,
Eaton,	Mitchell,	Woodard,
Eck,	Murray,	Yawkey,
Gay,	Osborn,	Speaker,
Hartson,	Putnam,	

41

## NAYS.

Mr. Beall,	Mr. Klein,	Mr. Smith,
Blake,	Mason,	Stannard,
Bostwick,	McCowen,	Stewart,
Boynton,	Miles,	Swift,
R. V. Briggs,	Newman,	Vowles,
Cameron,	Plimpton,	Walker,
Davis,	Purcell,	Walton,
Elliott,	Riopelle,	Ward,
Harris,	Rowlson,	Wendell,
Horton,	Sanford,	White,
Huston,	Sheldon,	Wilcox,
F. G. Kendrick,	Shier,	

35

Mr. Miles moved to reconsider the vote by which the bill was lost;

Which motion prevailed.

On motion of Mr. Miles,

The bill was referred to the committee on the judiciary.

House bill No. 322, entitled

A bill to provide for the formation of joint stock companies for the purpose of owning property, and maintaining skating parks or rinks,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Sheldon,
Barnaby,	Hutchinson,	Shier,
Baxter,	F. G. Kendrick,	Slayton,
Beall,	Kingsley,	Snell,
Blake,	Klein,	Stewart,
Bostwick,	Lane,	Stockbridge,

Boynton,	Lee,	Swift,
R. V. Briggs,	Mason,	Ternes,
Brownell,	McKernan,	Vowles,
O. Clark,	Mead,	Wagner,
Cogahall,	Millington,	Walton,
Crane,	Mitchell,	Ward,
Croesman,	Newman,	Weier,
Doty,	Plimpton,	Wendell,
Dusseau,	Purcell,	White,
Eaton,	Putnam,	Wilcox,
Eck,	Riopelle,	W. D. Williams,
Gay,	Rowlson,	Woodard,
Harris,	Sanford,	Yawkey,
Hartson,	Shaw,	Speaker,
Hubbard,		

61

## NAYS.

Mr. Cameron.	Mr. McCowen,	Mr. Sickels,
B. Clark,	Murray,	Smith,
Davis,	Norton,	Stannard,
Elliott,	Osborn,	Walker,
Horton,		

13

Mr. R. V. Briggs moved to amend the title by striking out the word "property;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. R. V. Briggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 326, entitled

A bill to amend an act entitled an act to establish a judicial circuit in the Upper Peninsula, approved March 9, 1863, by adding a new section thereto, requiring the judge of said circuit court to be a resident thereof,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. McKernan,

The bill was laid on the table.

House bill No. 328, entitled

A bill to amend an act entitled an act to incorporate the vil-

lage of St. Joseph, approved March 17th, 1834, and the acts amendatory thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. F. G. Kendrick,	Mr. Sickels,
Baxter,	Kingsley,	Slayton,
Beall,	Klein,	Smith,
Blake,	Lane,	Snell,
Bostwick,	Lee,	Stannard,
Boynton,	Lovell,	Stewart,
R. V. Briggs,	McCowen,	Stockbridge,
Brownell,	McKernan,	Swift,
B. Clark,	Mead,	Ternes,
Cogshall,	Millington,	Thompson,
Crane,	Mitchell,	Vowles,
Crossman,	Murray,	Wagner,
Davis,	Newman,	Walker,
Doty,	Norton,	Ward,
Dusseau,	Plimpton,	Weier,
Eck,	Purcell,	Wendell,
Elliott,	Putnam,	White,
Harris,	Riopelle,	Wilcox,
Hartson,	Rowlson,	W. D. Williams,
Hubbard,	Shaw,	Woodard,
Huston,	Sheldon,	Yawkey,
Hutchinson,	Shier,	Speaker,

66

## NAYS.

0

Title agreed to.

On motion of Mr. Boynton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Snell moved to reconsider the vote by which the House refused to pass House bill No. 314, entitled

A bill to amend section 4, of act No. 108, of the session laws of 1861, entitled "An act to amend an act entitled an act to provide for the settlement and drainage of swamp lands by actual settlers;"

Which motion prevailed.

The question recurring upon the passage of the bill,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Klein,	Mr. Sickels,
Avery,	Lane,	Slayton,
Blake,	Lovell,	Snell,
Boynton,	McKernan,	Stannard,
Cameron,	Mead,	Stockbridge,
B. Clark,	Miles,	Swift,
O. Clark,	Millington,	Ternes,
Crane,	Murray,	Thompson,
Davis,	Newman,	Vowles,
Doty,	Norton,	Wagner,
Dusseau,	Osborn,	Walker,
Eck,	Plimpton,	Walton,
Gay,	Purcell,	Ward,
Hartson,	Putnam,	Weier,
Holt,	Riopelle,	Wendell,
Huston,	Rowlson,	White,
Hutchinson,	Shaw,	W. D. Williams,
F. G. Kendrick,	Sheldon,	Yawkey,
Kingsley,	Shier,	Speaker, 57

## NAYS.

Mr. Barnaby,	Mr. Harris,	Mr. McCowen,
Bostwick,	Horton,	Woodard,
Elliott,		

7

Title agreed to.

House bill No. 327, entitled

A bill to amend section 3 of an act entitled "An act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being section 4779 of the compiled laws,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Cogshall moved to amend by inserting before the word "agent," in line 4 of recited section 25, the words "or special;"

Which was agreed to.

Mr. Slayton moved to further amend by striking out in lines 2 and 3, of section 1, the words "substituted for sections 25 and 26 of said chapter, by," and inserting in lieu thereof, "amended by the substitution of a new section in section 2 of;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Sickels,
Avery,	Hubbard,	Slayton,
Barnaby,	Hutchinson,	Smith,
Beall,	F. G. Kendrick,	Snell,
Blake,	Kingale,	Stannard,
Bostwick,	Klein,	Stewart,
Boynton,	Lane,	Stockbridge,
R. V. Briggs,	Lee,	Swift,
Brownell,	Lovell,	Ternes,
Cameron,	McCowen,	Thompson,
B. Clark,	McKernan,	Vowles,
O. Clark,	Mead,	Wagner,
Cogshall,	Miles,	Walker,
Crane,	Miller,	Walton,
Crossman,	Millington,	Ward,
Davis,	Newman,	Weier,
Doty,	Osborn,	Wendell,
Dusseau,	Plimpton,	White,
Eck,	Purcell,	Wilcox,
Elliott,	Putnam,	W. D. Williams,
Gay,	Shaw,	Woodard,
Harris,	Sheldon,	Yawkey,
Holt,	Shier,	Speaker, 69

## NAYS.

0

Mr. Slayton moved to amend the title so that it should read,

"A bill to amend section 2, of act No. 160, of the session laws of 1861, entitled 'An act to authorize proceedings against garnishees, and for other purposes,' approved March 28, 1849, being chapter 141 of the compiled laws, approved March 15, 1861;"

Which motion prevailed.

The title, as amended, was agreed to.

House bill No. 328, entitled

A bill to provide for the protection of shade and ornamental trees along the highways, in the county of Berrien;

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Mead moved that the further consideration of the bill be indefinitely postponed;

Which motion prevailed.

House bill No. 329, entitled

A bill for the punishment of offenses in certain cases,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Snell moved to amend by striking out the word "or" before "log," in line 3 of section 1, and inserting the same before the word "bolts," in same line;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Avery,	Mr. Holt,	Mr. Shier,
Barnaby,	Hubbard,	Sickels,
Baxter,	Huston,	Slayton,
Beall,	Hutchinson,	Smith,
Blake,	F. G. Kendrick,	Snell,
Bostwick,	Kingsley,	Stannard,
Boynnton,	Klein,	Stewart,
Brownell,	Lane,	Stockbridge,
Cameron,	Lee,	Ternes,
B. Clark,	McCowen,	Thompson,
O. Clark,	McKernan,	Vowles,
Cogshall,	Mead,	Wagner,
Crane,	Millington,	Walker,
Crossman,	Newman,	Walton,
Davis,	Norton,	Weier,
Doty,	Osborn,	Wendell,
Dusseau,	Purcell,	White,
Eaton,	Putnam,	Wilcox,
Eck,	Romeyn,	W. D. Williams,
Elliott,	Sanford,	Yawkey,
Gay,	Shaw,	Speaker,
Harris,	Sheldon,	

65

#### NAYS.

0

Title agreed to.

On motion of Mr. Yawkey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to amend sections 1 and 3, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner to be known as the swamp land State road commissioner," approved March 21, 1867.

Having been read a third time, and pending the taking of vote on the passage thereof,

Mr. Lee moved to amend by striking out the word "two," before "thousand," in recited section 1, and inserting the word "one" in lieu thereof;

Which was agreed to.

Mr. Lee moved to strike out the word "twelve," before the word "hundred," in section 3, and inserting "five" in lieu thereof;

Mr. Norton moved to amend the amendment so that it should read "eight," instead of "five;"

Which motion did not prevail.

The amendment was not agreed to.

Mr. McKernan moved to amend by striking out "twelve hundred," and inserting in lieu thereof "one thousand;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shaw,
Avery,	Hutchinson,	Shier,
Barnaby,	Kingsley,	Sickels,
Baxter,	Lane,	Slayton,
Beall,	Lovell,	Smith,
Blake,	Mason,	Snell,
Bostwick,	McCowen,	Stannard,
Boynton,	McKernan,	Stockbridge,
Brownell,	Mead,	Swift,
Cameron,	Miles,	Thompson,
B. Clark,	Millington,	Vowles,
Cogshall,	Mitchell,	Wagner,
Crane,	Murray,	Walker,
Crossman,	Newman,	Walton,
Davis,	Norton,	Weier,

Doty,  
Elliott,  
Gay,  
Hartson,  
Holt,

Purcell,  
Putnam,  
Rowlson,  
Sanford,

Wendell,  
W. D. Williams,  
Woodard,  
Speaker,

58

## NAYS.

Mr. O. Clark,  
Dussean,  
Eaton,  
Harris,  
Horton,

Mr. F. G. Kendrick, Mr. Sheldon,  
Lee,  
Miller,  
Osborn,  
Romeyn,

Stewart,  
Ternes,  
White,  
Wilcox,

15

Title agreed to.

On motion of Mr. McKernan,

By a vote of two-thirds of all the Senators elect, the bill was ordered to take immediate effect.

House bill No. 330, entitled

A bill to detach the county of Emmet from the thirteenth circuit, and to attach the same to the eleventh circuit,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Boynton,  
R. V. Briggs,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,  
Crossman,  
Davis,  
Doty,  
Dussean,  
Eaton,  
Eck,  
Elliott,

Mr. Holt,  
Horton,  
Hubbard,  
Huston,  
Hutchinson,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Millington,  
Mitchell,  
Murray,  
Newman,  
Norton,  
Osborn,  
Purcell,

Mr. Rowlson,  
Shaw,  
Sheldon,  
Sickels,  
Slayton,  
Smith,  
Snell,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Wendell,  
White,  
Wilcox,  
W. D. Williams,  
Woodard,



Harris,  
Hartson,

Putnam,  
Romeyn,  
NAYS.

Speaker,  
68  
0

Mr. Cogshall moved to amend the title by inserting the word "judicial" before the word "circuit," where it occurs in lines 1 and 2;

Which motion prevailed.

The title as amended, was agreed to.

On motion of Mr. McKernan,

By a vote of two-thirds of all the members' elect, the bill was ordered to take immediate effect.

House bill No. 331, entitled

A bill to amend an act entitled "An act to amend sections 11 and 127, of chapter 117 of the compiled laws, relative to security for costs in justices' courts," as amended by act No. 186, of the session laws of 1863, approved March 20, 1863,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Boynton,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,  
Davis,  
Doty,  
Eaton,  
Eck,  
Gay,

Mr. Horton,  
Hubbard,  
Huston,  
Hutchinson,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lovell,  
Mason,  
McCowen,  
McKernon,  
Millington,  
Mitchell,  
Murray,  
Newman,  
Norton,  
Osborn,  
Purcell,  
Putnam,

Mr. Romeyn,  
Rowlson,  
Sanford,  
Shaw,  
Sickels,  
Slayton,  
Smith,  
Snell,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Vowles,  
Wagner,  
Walton,  
Weier,  
Wendell,  
Wilcox,  
Speaker,

## NAYS.

Mr. Dussean,  
Elliott,

Mr. Harris,

Mr. Woodard,

4

Mr. R. V. Briggs moved to amend the title by inserting after "entitled," in first line, the words "an act to amend an act entitled;" also in third line, strike out the words "as amended by," and insert the word "being;"

Which motion prevailed.

Title, as amended, agreed to.

On motion of Mr. Shaw,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 332, entitled

A bill to define certain offenses affecting railroads, and to provide punishment for the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,

Mr. Hartson,

Mr. Sheldon,

Avery,

Holt,

Shier,

Barnaby,

Huston,

Slayton,

Baxter,

F. G. Kendrick,

Snell,

Beall,

Kingsley,

Stannard,

Blake,

Lane,

Stewart,

Bostwick,

Lee,

Stockbridge,

R. V. Briggs,

Lovell,

Swift,

Brownell,

McCowen,

Ternes,

Cameron,

Mead,

Thompson,

B. Clark,

Miller,

Vowles,

O. Clark,

Millington,

Wagner,

Crane,

Newman,

Walton,

Davis,

Norton,

Weier,

Doty,

Osborn,

Wilcox,

Dussean,

Purcell,

W. D. Williams,

Eck,

Putnam,

Woodard,

Elliott,

Rowlson,

Speaker,

Harris,

Shaw,

56

## NAYS.

Mr. Horton,  
Hubbard,

Mr. McKernan.

Mr. Sanford,

4

Title agreed to.

House bill No. 333, entitled

A bill to amend section 50, of chapter 134, of the compiled laws,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Barnaby,	Mr. Hutchinson,	Mr. Stannard,
Baxter,	F. G. Kendrick,	Stewart,
Beall,	Kingsley,	Stockbridge,
Blake,	Lee,	Swift,
Bostwick,	Mason,	Ternes,
R. V. Briggs,	McKernan,	Thompson,
Brownell,	Mead,	Vowles,
B. Clark,	Miller,	Wagner,
O. Clark,	Millington,	Walton,
Cogshall,	Murray,	Ward,
Crane,	Newman,	Weier,
Davis,	Osborn,	Wendell,
Doty,	Purcell,	White,
Dussean,	Putnam,	Wilcox,
Eck,	Rowlson,	W. D. Williams,
Harris,	Shaw,	Woodard,
Hartson,	Shier,	Yawkey,
Hubbard,	Sickels,	Speaker,
Huston,		

55

## NAYS.

Mr. Slayton,

1

Title agreed to.

House bill No. 334, entitled

A bill to organize the township of Baraga,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Sheldon,
Avery,	Hutchinson,	Shier,
Barnaby,	F. F. Kendrick,	Sickels,
Baxter,	Kingsley,	Slayton,
Beall,	Lane,	Smith,
Blake,	Lee,	Snell,
Bostwick,	Lovell,	Stannard,
R. V. Briggs,	Mason,	Stewart,
Brownell,	McCowen,	Stockbridge,

Cameron,	McKernan,	Swift,
B. Clark,	Miller,	Ternes,
O. Clark,	Millington,	Thompson,
Cogshall,	Mitchell,	Vowles,
Crane,	Murray,	Wagner,
Crossman,	Newman,	Walton,
Davis,	Norton,	Ward,
Doty,	Osborn,	Weier,
Dusseau,	Plimpton,	Wendell,
Eck,	Purcell,	White,
Elliott,	Putnam,	Wilcox,
Gay,	Rowlson,	Woodard,
Harris,	Shaw,	Speaker,
Hartson,		

67

NAYS.

C

Mr. Snell moved to amend the title by adding thereto, "in the county of Houghton;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. McKernan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Sanford moved to reconsider the vote by which the House passed House bill No. 333, entitled

A bill to amend section fifty, of chapter one hundred and thirty-four, of the compiled laws;

Which motion prevailed.

On motion of Mr. Sanford,

The bill was laid on the table.

House bill No. 340, entitled

A bill to provide for the drainage and reclaiming of swamp lands, by means of ditching and clearing out the Shebion creek, in the townships of Fair Haven and Brookfield, in the county of Huron, and appropriating swamp lands therefor,

Was read a third time and passed, a majority of all the member select voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,

Mr. Hubbard,  
Huston,

Mr. Shier,  
Sickels,

Barnaby,	Hutchinson,	Slayton,
Baxter,	F. G. Kendrick,	Smith,
Beall,	Kingsley,	Snell,
Blake,	Lane,	Stannard,
Bostwick,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	McCowen,	Swift,
O. Clark,	McKernan,	Ternes,
Cogshall,	Mead,	Thompson,
Crane,	Miller,	Vowles,
Crossman,	Millington,	Wagner,
Davis,	Murray,	Walton,
Doty,	Newman,	Weier,
Dusseau,	Osborn,	Wendell,
Eck,	Plimpton,	Wilcox,
Gay,	Purcell,	W. D. Williams,
Harris,	Putnam,	Woodard,
Hartson,	Rowson,	Yawkey,
Holt,	Shaw,	Speaker,
Horton,	Sheldon,	65
	NAYS.	0

Mr. Snell moved to amend the title by striking out all after the word "and," in line 2, and inserting the following: "grading a portion of the Sand Beach and Bay City State road, and appropriating non-resident highway taxes therefor;"

Which motion prevailed.

The title, as amended, was agreed to.

House bill No. 342, entitled

A bill making an additional appropriation of State swamp land for the improvement of the Port Huron, Bay City and Lansing State road,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Bostwick moved to amend by adding to the end of the section the following:

"*Provided*, That in case there is any deficiency of such lands no liability shall be created against the State of Michigan;"

Which was agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Sanford,
Avery,	Kingalev,	Sickels,
Barnaby,	Lane,	Slayton,
Baxter,	Lee,	Smith,
Beall,	McCowen,	Stannard,
Braynton,	McKernan,	Stockbridge,
Brownell,	Mead,	Swift,
Cameron,	Miles,	Vowles,
B. Clark,	Miller,	Wagner,
Doty,	Millington,	Wendell,
Eck,	Newman,	W. D. Williams,
Gay,	Purcell,	Yawkey,
Holt,	Rowlson,	Speaker,
Hubbard,		

40

## NAYS.

Mr. Blake,	Mr. Horton,	Mr. Sheldon,
Bostwick,	Hutchinson,	Shier,
O. Clark,	F. G. Kendrick,	Snell,
Cogshall,	Lovell,	Ternes,
Crane,	Murray,	Walton,
Davis,	Norton,	Ward,
Dusseau,	Osborn,	Weier,
Elliott,	Putnam,	White,
Harris,	Shaw,	Woodard,

27

Mr. Horton moved to reconsider the vote by which the bill was lost.

Mr. Bostwick moved to lay the motion to reconsider on the table;

Which was not agreed to.

The motion to reconsider, then prevailed.

On motion of Mr. Huston,

The bill was laid on the table.

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 29, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to return to the House the following bill:

House bill No. 279, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, as amended by several acts amendatory thereof;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 26, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 8, entitled

Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to L. Jud Macomber;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Swift,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

The joint resolution was then referred to the committee on engrossment and enrollment, for enrollment.

Mr. Swift, by unanimous consent, moved to take from the table House bill No. 27, entitled

A bill to define the powers and duties of highway commissioners in certain cases;

Which motion prevailed.

The question being upon concurring in the amendments made to the bill by the Senate,

The House non-concurred in said amendments, by yeas and nays, as follows:

## YEAS.

Mr. Blake,  
Boynton,  
R. V. Briggs,  
O. Clark,  
Hubbard,

Mr. Mead,  
Newman,  
Rowlson,  
Slayton,

Mr. Vowles,  
Weier,  
Wendell,  
White,

13

## NAYS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
Brownell,  
Cameron,  
B. Clark,  
Cogshall,  
Crane,  
Crossman,  
Davis,  
Dussean,  
Eck,  
Elliott,  
Gay,

Mr. Harris,  
Horton,  
Huston,  
Hutchinson,  
Kingsley,  
Lane,  
Lovell,  
Mason,  
McCowen,  
McKernan,  
Miller,  
Millington,  
Murray,  
Osborn,  
Putnam,  
Sanford,  
Sheldon,

Mr. Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Wagner,  
Walton,  
Wilcox,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker,

50

Mr. Brownell, by unanimous consent, moved to take from the table House bill No. 262, entitled

A bill for the establishment, endowment and support of the college of homeopathy in the University of Michigan, and to repeal act 100, of the session laws of 1855, approved February 12, 1855;

Which motion prevailed.

On motion of Mr. Miles,

The bill was referred to the committees on education and State affairs, jointly.



Mr. Dusseau moved that the House take a recess until half-past seven o'clock.

On motion of Mr. Yawkey,

The House adjourned until to-morrow morning at 9 o'clock.

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*Lansing, Tuesday, March 30, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred House bill No. 320, entitled

A bill to provide for the payment of taxes levied and assessed upon lands purchased and not held for non-payment of taxes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Jewell,	Mr. Rowison,
Barnaby,	F. G. Kendrick,	Shaw,
Baxter,	Kingale, .	Sickels,
Blake,	Klein,	Slayton,
Bostwick,	Lane,	Snell,
Boynnton,	Lee,	Stannard,
Cameron,	Lovell,	Stewart,
B. Clark,	Mandigo,	Stockbridge,
O. Clark,	McCowan,	Ternes,

Crane,	McKernan,	Thompson,
Crossman,	Miles,	Vowles,
Doty,	Miller,	Wagner,
Dusseau,	Mitchell,	Walker,
Eaton,	Newman,	Walton,
Eck,	Norton,	Weier,
Elliott,	Osborn,	Westover,
Gay,	Plimpton,	Wilcox,
Gifford,	Purcell,	W. D. Williams,
Goodrich,	Putnam,	Woodward,
Hubbard,	Riopelle,	Yawkey,
Hutchinson,	Romeyn,	Speaker, 63

## NAYS.

Mr. Harris,  
Hurlbut,  
Sheldon,

Mr. Smith,  
Ward,

Mr. Wendell,  
J. A. Williams,

7

Title agreed to.

By the committee on harbors:

The committee on harbors, to whom was referred

A bill to amend act No. 167, of the session laws of 1861, being an act to authorize the several townships in the counties of Muskegon, Oceana, Mason and Manistee, to levy taxes for the improvement of harbors and rivers within their respective counties,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

H. A. NORTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stockbridge,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on the judiciary:

The committee on the judiciary, to whom was referred

A bill to provide for the appointment of short-hand reporters in the judicial circuits of this State, and for the recorder's court in the city of Detroit,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McCowen,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Mead,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on military affairs:

The committee on military affairs, to whom was re-referred House joint resolution No. 10, entitled

Joint resolution making an appropriation of one thousand dollars, for engrossing a roll of honor on parchment, and for binding the same, for the State Library, and the original for the Adjutant General's office,

And the House amendments thereto,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute for the amendment, recommending that the substitute be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

GEO. W. ROMEYN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Boynton,

The House concurred in the adoption of the amendment reported by the committee.

The joint resolution having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Riopelle,
Barnaby,	Hurlbut,	Romeyn,
Baxter,	Huston,	Rowson,
Beall,	Kingsley,	Shaw,
Bostwick,	Lane,	Shier,
Boynton,	Lee,	Snell,
R. V. Briggs,	Lovell,	Stewart,
Brownell,	Mason,	Stockbridge,
Cameron,	McCowen,	Ternes,
B. Clark,	McKernan,	Thompson,
Cogshall,	Mead,	Vowles,
Curry,	Miles,	Wagner,
Eaton,	Mitchell,	Ward,
Gay,	Norton,	Wendell,
Gifford,	Osborn,	W. D. Williams,
Harris,	Plimpton,	Yawkey,
Holt,	Purcell,	Speaker,
Horton,	Putnam,	

53

## NAYS

Mr. Blake,	Mr. Hutchinson,	Mr. Stannard,
O. Clark,	Jewell,	Walker,
Crane,	F. G. Kendrick,	Walton,
Crossman,	Klein,	Weier,
Davis,	Mandigo,	Westover,
Doty,	Millington,	White,
Dusseau,	Murray,	Wilcox,
Eck,	Newman,	J. A. Williams,
Elliott,	Sheldon,	Woodard,
Goodrich,	Slayton,	

29

Title agreed to.

By the committee on banks and incorporations:

The committee on banks and incorporations, to whom was referred

A bill to provide for the construction of water works in the village of Houghton, in Houghton county;

Also: petition of R. Sheldon, Jay A. Hubbell and 140 others, asking the passage of the bill,

Respectfully report that a bill has passed this Legislature accomplishing substantially all that is sought by this bill.

The committee therefore recommend that the bill and petition be laid on the table.

D. L. CROSSMAN, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. McKernan,

The bill and petition were laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 29, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 64, entitled

A bill to prohibit the publication of the virtues of patent and other simple and compound medicines in the State of Michigan, in language of immoral tendency, or ambiguous character;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 29, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 27, entitled

Joint resolution urging upon our Senators and Representatives in Congress the importance of securing a land or money grant, to aid in the construction of a railroad under the Detroit river;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 29, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bills:

1. House bill No. 201, entitled

A bill to authorize the township of Portsmouth, in the county of Bay, to issue its bonds to aid in the construction of a bridge across Saginaw river;

2. House bill No. 217, entitled

A bill to provide for the incorporation of societies of Pochontas Tribes of Improved Order of Red Men;

3. House bill No. 356, entitled

A bill to authorize the Kalamazoo and Grand Rapids plank road company to vacate certain parts of said road;

4. House bill No. 359, entitled

A bill to amend act number 244, of the session laws of 1865, approved March 18th, 1865, entitled an act to amend an act entitled an act to incorporate the village of Mackinaw, approved March 25th, 1848, and numbered 108, and to add certain sections thereto, by adding two new sections thereto, to stand as sections 33 and 34;

5. House manuscript bill, entitled

A bill to authorize the trustees of the First Methodist Episcopal church of Hastings, Barry county, to convey certain real estate;

6. House manuscript bill, entitled

A bill to legalize the action of the trustees of the Baptist

Society in the village of Greenville, Montcalm county, in conveying certain real estate;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 29, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bill:

House bill No. 36, entitled

A bill to provide for the appointment of a stenographer for the circuit court for the county of Wayne,

And to inform the House that the Senate has amended the same by adding the following sections, to stand as sections 8 and 9 of the bill:

“Sec. 8. In cases tried in the circuit court, in which such stenographer shall be employed, sections 1 and 4 of an act entitled ‘An act to declare and establish the practice in charging or instructing juries, and in settling the law, in cases tried in circuit courts,’ approved March 26, 1869, shall not apply;

“Sec. 9. Any one or more of the counties of this State being in the same circuit, may at any time cause this act to become operative in such county or counties, either united with each other, or in any single county, by the certificate of the judge, as provided in section 1 of this act, sent to the board of supervisors of such county or counties and approved by the majority vote of the supervisors elected in such county or counties: *Provided*, The salary herein provided for the stenographer,

shall as between two or more counties, be apportioned and paid according to the population of the counties, as appearing from the last census."

The Senate has also amended the title of the bill by adding thereto the words: "and other counties in this State, and to limit the operation of sections one and four of 'An act to declare and establish the practice in charging or instructing juries and in settling the law in cases tried in circuit courts,' approved March 26, 1869;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Brownell moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Kingsley,	Mr. Sheldon,
Avery,	Lane,	Shier,
Barnaby,	Lee,	Sickels,
Baxter,	Mandigo,	Stewart,
Beall,	McCowen,	Stockbridge,
Blake,	McKernan,	Swift,
Boynton,	Mead,	Ternes,
Brownell,	Miles,	Thompson,
Cameron,	Millington,	Vowles,
B. Clark,	Mitchell,	Wagner,
O. Clark,	Newman,	Walker,
Crane,	Norton,	Walton,
Curry,	Osborn,	Ward,
Doty,	Psimpton,	Weier,
Eck,	Purcell,	Westover,
Gay,	Putnam,	White,
Gifford,	Riopelle,	Wilcox,
Goodrich,	Romeyn,	W. D. Williams,
Jewell,	Rowlson,	Woodard,
F. G. Kendrick,	Shaw,	Yawkey,



## NAYS.

Mr. Cogshall,  
Dusseau,  
Eaton,  
Hubbard,  
Klein,

Mr. Lovell,  
Murray,  
Slayton,  
Smith,

Mr. Stannard,  
Wendell,  
J. A. Williams,  
Speaker,

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On motion of Mr. Stewart,

The House concurred in the amendment made to the title of the bill by the Senate.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 29, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to provide for the re-surveying and re-platting of the village of Muskegon, and the addition thereto, and to establish such new plat as the legal plat of the same,

And to inform the House that the Senate has amended the same by adding to section 3 the following proviso: "*Provided, That the vested rights of any person or persons shall not thereby be diminished nor in any manner impaired;*" also, by striking out in section 5, the word "authorized;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Holt moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Curry,  
Doty,  
Dusseau,  
Eaton,  
Elliott,  
Gay,  
Goodrich,  
Harris,  
Holt,  
Horton,  
Hubbard,  
Hutchinson,  
Jewell,

Mr. F. G. Kendrick, Mr. Sheldon,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
Mandigo,  
McCowan,  
McKernan,  
Miles,  
Miller,  
Millington,  
Mitchell,  
Murray,  
Newman,  
Norton,  
Osborn,  
Plimpton,  
Purcell,  
Putnam,  
Riopelle,  
Romeyn,  
Rowlson,  
Sanford,  
Shaw,

Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,  
Westover,  
White,  
Wilcox,  
J. A. Williams,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker,

16

## NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 29, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 225, entitled

A bill to authorize the Plymouth Congregational Church, of Lansing, to sell and convey their church property;

2. Senate manuscript bill, entitled.

A bill to repeal an act entitled "an act to legalize the tax •

rolls of the township of Adams, in the county of Houghton, for the years 1867 and 1868," approved January 20, 1869;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and,

On motion of Mr. Sanford,

The rules were suspended, and the bill was placed on the order of third reading.

The second named bill was read a first and second time by its title, and referred to the committee on local taxation.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 29, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 149, entitled

A bill to amend section 17 of an act approved March 15, 1861, relative to laying out, altering and discontinuing highways;

2. Senate bill No. 199, entitled

A bill relative to the organization and powers of fire and marine insurance companies transacting business within this State;

3. Senate manuscript bill, entitled

A bill to detach certain lands from the township of China, in the county of St. Clair, and attach the same to the township of East China, in said county;

Which have passed the Senate by a majority vote of all the

Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The second named bill was read a first and second time by its title, and referred to the committee on insurance.

The third named bill was read a first and second time by its title, and referred to the committee on towns and counties.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 29, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 263, entitled

A bill to authorize the township of Delhi, in the county of Ingham, to raise by tax, a sum of money, for the purpose of draining a swamp in said township,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 1, of section 3, the words "appoint the commissioners provided for in this act;"

2. By adding the following, to stand as sections 4 and 5 of the bill:

"SECTION 4. Upon the completion of the contracts for digging said ditch or drain, and after good and sufficient bonds for the completion of the same have been given by the contractors, and accepted by the said commissioner, the supervisor of said township of Delhi is hereby authorized and directed to spread a tax upon the taxable property of said township, as assessed for the years 1869 and 1870, as the case may be, sufficient to pay the entire cost of said ditch or drain, and to extend said tax upon a separate column of the assessment roll of said town-

ship property designated; and the same is hereby made and constituted a legal tax against the property so assessed, to be collected by the township treasurer, or returned for non-payment, the same as other taxes are collected or returned."

"Sec. 5. Jacob Schwitzgabel, of said township of Delhi, is hereby appointed commissioner, under the provisions of this act. He shall be entitled to receive three dollars per day, for actual service as such commissioner, the same to be paid by the township treasurer out of the money raised under the provisions of this act, upon his sworn statement of services rendered as such commissioner;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER.

*Secretary of the Senate.*

Mr. Sanford moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sheldon,
Avery,	Jewell,	Sickels,
Barnaby,	F. G. Kendrick,	Smith,
Baxter,	Kingsley,	Snell,
Blake,	Lane,	Stannard,
Bostwick,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	McCowen,	Swift,
O. Clark,	McKernan,	Tarnes,
Cogshall,	Mead,	Thompson,
Crane,	Miles,	Vowles,
Crossman,	Millington,	Wagner,
Curry,	Mitchell,	Walker,
Doty,	Newman,	Walton,
Eaton,	Norton,	Ward,
Eck,	Osborn,	Weier,
Elliott,	Plimpton,	Westover,
Gay,	Purcell,	White,

Gifford,  
Holt,  
Horton,  
Hubbard,  
Hurlbut,  
Huston,

Riopella,  
Romeyn,  
Rowson,  
Sanford,  
Shaw,

Wilcox,  
J. A. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

70

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 27, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in line 9, section 5, the word "ten," and inserting in place thereof the word "fifteen;"

2. By inserting after the word "affirm," in line 14, of section 13, the words "The words 'town,' or 'townships,' when used in this act, shall be construed to mean 'ward,' or 'city,' as the case may be;"

3. By striking out in line 3, section 14, the words "or she;"

4. By adding at the end of section 14, the words "and in case of neglect or refusal so to do, said cashier shall be deemed guilty of a misdemeanor;"

5. By inserting after the word "from," in line 9, section 18, the words "the personal property, together with;"

6. By striking out in lines 4 and 5, of section 20, the words "in case he shall have any matter before him for his action under this section;"

7. By striking out in line 1, section 34, the word "twentieth," and inserting the word "fifteenth" in place thereof;"

8. By adding the following proviso at the end of section 38: "Provided, That the township boards of any township or the common council of any city shall have power to extend the time for the collection of taxes one month, whenever the boards of supervisors have neglected to so extend the time; and when the township board of a township, or the common council of a city, shall have extended the time as aforesaid, such extension shall be duly certified by the township clerk of the township, or the proper certifying officer of the city, to the county clerk of the county;"

9. By substituting the following for line 1, of section 39: "Whenever the time shall be extended within which;"

10. By striking out in line 2, section 40, the word "third," and inserting "second" in place thereof; also, by striking out in line 3, same section, the word "April," and inserting "May" in place thereof;

11. By striking out in line 3, section 40, the words "fifteenth day of November," and inserting in place thereof the words "first Monday in December;"

12. By striking out in line 4, section 41, the word "him," and inserting in place thereof the words "or tendered to him on such days, or at any other time;"

13. By restoring sections 68, 73, 74, 75, 77, 78, 80, as first printed;

14. By striking out in line 3, section 81, the words "in case of advertisements ordered by the Auditor General;" also, by striking out in line 6, same section, the words "the same to be audited by the board of supervisors, in case of printing authorized by the county treasurer, according to the provisions of this act;"

15. By restoring sections 82, 83, 84, 86, 87, 88, 89, 90, 91, 92, 95, 96, 97, 98, 99, 100, as first printed;

16. By restoring section 101, as first printed, and striking out the word "two," in line 20, and inserting in place thereof the words "one hundred;"

17. By striking out in line 2, section 104, the words "or county treasurer, as the case may be;"

18. By restoring sections 106, 107, 108, 111, 118, 122, 125, 135 and 136, as first printed;

19 By striking out all of section 148;

20. By restoring sections 168 and 170, as first printed;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Slayton,

The bill was laid on the table.

By unanimous consent, Mr. Romeyn moved to reconsider the vote by which the House agreed to the title of Senate joint resolution No. 10, entitled

Joint resolution making an appropriation of one thousand dollars, for engrossing a roll of honor on parchment, and for binding the same, for State Library, and the original for Adjutant General's office;

Which motion prevailed.

The question recurring upon agreeing to the title,

Mr. Romeyn moved to amend the title so that it should read as follows:

"Joint resolution making an appropriation of one thousand dollars for engrossing a roll of honor on parchment, and for binding the same for the State Library, and the original for the Adjutant General's office, and authorizing the Governor to issue testimonial certificates to honorably discharged Michigan soldiers and sailors;"

Which motion prevailed.

The title as amended, was agreed to.

Mr. Mitchell, by unanimous consent, moved to take from the table House bill No. 297, entitled



A bill to provide for the drainage and reclamation of swamp land by means of a State road and ditches, from the east arm of Grand Traverse bay to Houghton lake;

Also, House bill No. 300, entitled

A bill to provide for the drainage and reclamation of swamp land by means of a State road and ditches, from Ludington, in Mason county, to the east line of said county;

Which motion prevailed.

On motion of Mr. Miles,

The bills were placed on the order of third reading.

Mr. Slayton moved to take from the order of third reading, House bill No. 101, entitled

A bill to amend sections 10 and 17, of act No. 163, of session laws of 1861, being an act relative to laying out, altering or discontinuing highways;

Which motion prevailed.

On motion of Mr. Slayton,

The bill was recommitted to the committee on roads and bridges.

Mr. R. V. Briggs moved to take from the table House bill No. 362, entitled

A bill to declare a forfeiture of the Detroit river plank road company;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Sheldon,
Avery,	Huston,	Shier,
Barnaby,	Hutchinson,	Sickels,
Baxter,	Jewell,	Smith,
Blake,	F. G. Kendrick,	Snell,
Bostwick,	Kingsley,	Stewart,
Boynnton,	Klein,	Stockbridge,
R. V. Briggs,	Lane,	Swift,

Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,  
Curry,  
Dusseau,  
Eck,  
Elliott,  
Gay,  
Gifford,  
Goodrich,  
Harris,  
Holt,

Lee,  
Mandigo,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miller,  
Millington,  
Norton,  
Osborn,  
Purcell,  
Riopelle,  
Romeyn,  
Sanford,  
Shaw,

Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,  
Wendell,  
Westover,  
White,  
J. A. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

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NAYS.

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Mr. R. V. Briggs moved to amend the title so that it should read

"A bill to repeal and annul the charter or articles of association of the Detroit river plank road company;"

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Sanford, by unanimous consent, moved to take from the table House bill No. 182, entitled

A bill to attach certain unorganized territory to the county of Iosco;

Which motion prevailed.

Mr. Sanford offered the following as a substitute for the bill:  
A BILL to attach certain unorganized territory to the county of Iosco.

SECTION 1. *The People of the State of Michigan enact*, That the unorganized county of Roscommon be and the same is hereby organized into a separate township, to be called and known as the township of Roscommon.

Sec. 2. The first township meeting in said township shall be held at the house of John H. Spencer, near Houghton Lake, in said township, on the first Monday in April next; and John H. Spencer, James Spencer and Henry Williams are hereby authorized to act as the first inspectors of said election, to elect

township officers; and in case of vacancy in said number of inspectors, from absence or other cause, the electors present shall choose an inspector or inspectors to fill such vacancy, by a *viva voce* vote.

Sec. 3. If for any reason, said township election shall not be held at the time herein appointed, it shall be lawful to hold the same at such other time or place in said township, as may be designated by said board of inspectors, on giving at least ten days' notice thereof in four of the most public places in said township, which notice the said board of inspectors are hereby authorized and required to give.

Sec. 4. The said township is attached to the county of Gladwin, for municipal and judicial purposes, and until fully organized by the election and qualification of township officers, the said township shall be attached to the township of Gladwin for township purposes;

Which was not adopted.

On motion of Mr. Sanford,

The bill was then laid on the table.

Mr. Ward, by unanimous consent, offered the following:

*Resolved*, That the Clerk be and he is hereby authorized to issue certificates of pay to the members of the House up to and including the day of final adjournment;

Which was adopted.

Mr. Cameron, by unanimous consent, moved to take from the table House bill No. 371, entitled

A bill to authorize the Kalamazoo Town Agricultural Society for Improving the Breed of Horses, and to sell dispose of its real estate;

Which motion prevailed.

On motion of Mr. Cameron,

The bill was placed on the order of third reading.

By unanimous consent, the committee on local taxation submitted the following report:

The committee on local taxation, to whom was referred Senate bill No. 202, entitled

A bill to authorize the township of Lee, in the county of Calhoun, to vote a tax to repay a certain advance made to said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN AVERY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Avery,

The rules were suspended, and the bill was placed on the order of third reading.

By unanimous consent, the committee on local taxation also submitted the following report:

The committee on local taxation, to whom was referred Senate manuscript bill, entitled

A bill to authorize the board of supervisors of the county of Houghton, to issue bonds for the purpose of raising money to aid in macadamizing or rocking that portion of the mineral range State road between the Franklin mine and the county line, between said county of Houghton and Keweenaw county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN AVERY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Avery,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Jewell,	Mr. Sickels,
Avery,	L. Kendrick,	Slayton,
Barnaby,	F. G. Kendrick,	Smith,
Baxter,	Kingsley,	Snell,
Blake,	Klein,	Stannard,
Bostwick,	Lane,	Stockbridge,
Boynton,	Lee,	Swift,
Brownell,	Mandigo,	Ternes,
B. Clark,	McCowen,	Vowles,
Cogshall,	McKernan,	Walker,
Crane,	Miller,	Walton,
Crossman,	Millington,	Weier,
Doty,	Newman,	Wendell,
Dusseau,	Norton,	Westover,
Eck,	Osborn,	White,
Elliott,	Plimpton,	Wilcox,
Gay,	Purcell,	J. A. Williams,
Goodrich,	Putnam,	W. D. Williams,
Harris,	Rowlson,	Woodard,
Hubbard,	Shaw,	Yawkey,
Hurlbut,	Sheldon,	Speaker,
Hutchinson,		
	NAYS.	64
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Title agreed to.

On motion of Mr. McKernan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Hurlbut, by unanimous consent, offered the following:

*Whereas*, On the eleventh day of March, inst., this House passed a resolution in the following words:

*Resolved*, That the Auditor General be and he is hereby requested, at the earliest day consistent, to report for the information of this House, the entire expense consequent upon conducting and carrying on the Auditor General's Office of this State, for the years A. D. 1867 and 1868. Said report to specify as nearly as may be, the amount paid for clerks' hire, and all other service; also, for books and blanks, stationery, printing, postage, express charges, and all materials and articles for use in connection with said office; also, the amount paid to county treasurers or others, for or on account of the return and sale of

lands, for or on account of non-payment of taxes for the years above stated;

*And whereas*, The said Auditor General has not in any manner responded to said resolution; therefore,

*Resolved*, That the committee on State affairs be and hereby are instructed to call upon the Auditor General and inquire for what reason he withholds from this House the information asked for by said resolution, and report to this House without delay;

Which was adopted.

#### THIRD READING OF BILLS.

House bill No. 344, entitled

A bill to provide for the construction of a State road in the county of Lapeer, and making an appropriation of State swamp land in aid of the construction of said road,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Huston moved to amend the bill by striking out all of section 2, up to the word "three," in line 1, and attaching the remainder of the section to section 1, so that it should stand as a part of said section 1;

Which was agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Avery,  
Barnaby,  
Baxter,  
Beall,  
Brownell,  
Cameron,  
Curry,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Gay,  
Hubbard,

Mr. Huston,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lee,  
McKernan,  
Mitchell,  
Newman,  
Norton,  
Plimpton,  
Sanford,

Mr. Sickels,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stockbridge,  
Swift,  
Vowles,  
Wendell,  
Westover,  
W. D. Williams,  
Speaker,

## NAYS

Mr. Blake,	Mr. Klein,	Mr. Sheldon,
Boothwick,	Lovell,	Shier,
O. Clark,	Mandigo,	Stewart,
Cogshall,	McCowen,	Ternes,
Crane,	Miller,	Wagner,
Davis,	Murray,	Walker,
Elliott,	Osborn,	White,
Goodrich,	Putnam,	J. A. Williams,
Harris,	Rowison,	Woodard,
Hutchinson,	Shaw,	29

House joint resolution No. 31, as follows:

**JOINT RESOLUTION** proposing an amendment to section 9, article 10, of the constitution of this State, relative to allowing the boards of supervisors of counties to raise by tax two thousand dollars a year, for the purpose of repairing and constructing public buildings, highways or bridges.

*Resolved by the Senate and House of Representatives of the State of Michigan, That the following amendment to the constitution of this State be and the same is hereby proposed, to stand as section 9, article 10:*

## ARTICLE X.

**Sec. 9.** The board of supervisors of any county may borrow or raise by tax, two thousand dollars for constructing or repairing public buildings, highways or bridges; but no greater sum shall be borrowed or raised by tax for such purpose in any one year, unless authorized by a majority of the electors of such county voting thereon. Said amendment shall be submitted to the people of this State at the next general election to be held on the Tuesday succeeding the first Monday in November, in the year 1870; and the Secretary of State is hereby required to give notice of the same to the sheriffs of the several counties in this State, in the same manner that he is now required to do in case of an election of Governor and Lieutenant Governor; and the inspectors of election in the several townships and cities in this State shall prepare a suitable box for the reception of ballots cast for and against said amendment. Each person voting for said amendment, shall have written or

printed on his ballot, the words "Amendment relative to raising two thousand dollars for public buildings, highways or bridges, yes;" and each person voting against such amendment, the words "Amendment relative to raising two thousand dollars for public buildings, highways or bridges, no." The ballots shall in all respects be canvassed, and returns be made as in elections for Governor and Lieutenant Governor,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sanford,
Avery,	Jewell,	Shaw,
Barnaby,	F. G. Kendrick,	Sheldon,
Baxter,	Kingsley,	Shier,
Beall,	Klein,	Sickels,
Blake,	Lane,	Slayton,
Boynton,	Lovell,	Smith,
R. V. Briggs,	Mandigo,	Snell,
Cameron,	Mason,	Stewart,
B. Clark,	McCowen,	Stockbridge,
O. Clark,	McKernan,	Swift,
Crane,	Miller,	Ternes,
Crossman,	Millington,	Thompson,
Curry,	Mitchell,	Vowles,
Davis,	Murray,	Wagner,
Doty,	Newman,	Walton,
Eaton,	Norton,	Wendell,
Eck,	Osborn,	Westover,
Elliott,	Plimpton,	White,
Gay,	Putnam,	Wilcox,
Gifford,	Riopelle,	W. D. Williams,
Goodrich,	Rowlson,	Speaker,
Horton,		

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## NAYS.

Mr. Bostwick,	Mr. Hubbard,	Mr. Walker,
Brownell,	Huston,	Weier,
Cogshall,	L. Kendrick,	J. A. Williams,
Dusseau,	Lane,	Woodard,
Harris,	Stannard,	

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Title agreed to.

House bill No. 345, entitled

A bill to provide for the extension of what is called the Capao.



State road, in the counties of St. Clair and Lapeer, a distance of two miles further west,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. L. Kendrick,	Mr. Snell,
Baxter,	Lane,	Stannard,
Brownell,	Lee,	Stockbridge,
Cogshall,	Mason,	Swift,
Curry,	Mitchell,	Vowles,
Doty,	Norton,	Wendell,
Eaton,	Sanford,	Westover,
Eck,	Shaw,	Wilcox,
Gay,	Sickels,	W. D. Williams,
Gifford,	Slayton,	Yawkey,
Hubbard,	Smith,	Speaker,
Huston,		

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## NAYS.

Mr. Blake,	Mr. Jewell,	Mr. Riopelle,
Bostwick,	Kingsley,	Rowlson,
R. V. Briggs,	Klein,	Sheldon,
Cameron,	Lovell,	Shier,
B. Clark,	Mandigo,	Stewart,
O. Clark,	McCowen,	Ternes,
Crane,	Miller,	Thompson,
Crossman,	Millington,	Wagner,
Davis,	Murray,	Walker,
Dusseau,	Newman,	Walton,
Elliott,	Osborn,	Weier,
Goodrich,	Plimpton,	White,
Harris,	Purcell,	J. A. Williams,
Horton,	Putnam,	Woodard,
Hutchinson,		

43

House bill No. 347, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a road to be known as the Lapeer and Bay City State road,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Huston,

The bill was laid on the table.

## House bill No. 350, entitled

A bill to amend section 8 of an act entitled "An act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved February 14, 1853, being section 789 of the compiled laws,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Horton,

The bill was laid on the table.

## House bill No. 348, entitled

A bill to provide for grading the hills between Elm Creek and Blue Ledge, on the Port Austin and Sanilac State road,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Walker moved that the bill be laid on the table;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Boynton,  
Brownell,  
Cameron,  
B. Clark,  
Curry,  
Doty,  
Eck,  
Hubbard,  
Huston,  
L. Kendrick,  
Lane,

Mr. Mead,  
Miles,  
Miller,  
Mitchell,  
Plimpton,  
Riopelle,  
Sanford,  
Sickels,  
Slayton,  
Smith,

Mr. Snell,  
Stannard,  
Stockbridge,  
Swift,  
Vowles,  
Wendell,  
Westover,  
W D. Williams,  
Yawkey,  
Speaker,

31

## NAYS.

Mr. Ashley,  
Barnaby,  
Blake,  
Bostwick,  
R. V. Briggs,  
O. Clark,  
Cogshall,  
Crane,  
Crossman,

Mr. Harris,  
Horton,  
Hutchinson,  
Jewell,  
Kingsley,  
Klein,  
Lee,  
Lovell,  
McCowan,

Mr. Rowison,  
Shaw,  
Sheldon,  
Shier,  
Stewart,  
Ternea,  
Thompson,  
Wagner,  
Walker,

Davis,	Millington,	Walton,
Dusseau,	Murray,	Weier,
Elliott,	Norton,	White,
Gay,	Osborn,	Wilcox,
Gifford,	Purcell,	J. A. Williams,
Goodrich,	Putnam,	Woodard, 45

House bill No. 354, entitled

A bill to prevent the introduction of contagious diseases in cattle,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Horton moved to amend the bill by striking out section three;

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sanford,
Barnaby,	Huston,	Shaw,
Baxter,	Hutchinson,	Sickels,
Blake,	Jewell,	Slayton,
R. V. Briggs,	Kingsley,	Smith,
Brownell,	Klein,	Snell,
Cameron,	Lana,	Stannard,
B. Clark,	Lovell,	Stockbridge,
O. Clark,	Mason,	Swift,
Cogshall,	McCowen,	Thompson,
Crane,	Mead,	Vowles,
Crossman,	Millington,	Wagner,
Curry,	Mitchell,	Walker,
Davis,	Murray,	Walton,
Doty,	Newman,	Weier,
Dusseau,	Norton,	Westover,
Eck,	Osborn,	White,
Elliott,	Putnam,	Wilcox,
Gifford,	Riopelle,	Yawkey,
Goodrich,	Romeyn,	Speaker,
Holt,	Rowlson,	

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#### NAYS.

Mr. Bostwick,	Mr. Miller,	Mr. J. A. Williams,
Harris,	Purcell,	W. D. Williams,
Horton,	Stewart,	Woodard,
McKernan,	Wendell,	

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Title agreed to.

On motion of Mr. Rowlson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 351, entitled

A bill to prevent animals from trespassing,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Blake moved to strike out all after the enacting clause.

Mr. Wilcox moved to amend by striking out "or," in line 1, and inserting "and" in lieu thereof;

Which motion did not prevail.

The motion to strike out all after the enacting clause, then prevailed.

On motion of Mr. Miller,

The enacting clause was laid on the table.

MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-transmit to the House the following bill:

Senate manuscript bill, entitled

A bill to amend sections 1 and 3, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner to be known as the swamp land State road commissioner," approved March 21, 1867,

Which the House amended by striking out the word "two," before "thousand," in recited section 1, and inserting the word "one" in lieu thereof; also, by striking out all of section 3 after the word "clerk," in line 3, and inserting in place thereof the following: "who shall receive a salary of one thousand dollars per year, and he may, in cases of necessity, when the interest of the State requires it, appoint agents temporarily, to examine and

accept contracts for building State roads and ditches, and to approve the work on the same; said agent or agents to receive a compensation not exceeding three dollars per day, and actual and necessary expenses, to be allowed upon the presentation of the account duly verified, by the Board of State Auditors,"

And to inform the House that the Senate does not concur in said amendments.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Brownell moved that the House insist on its amendments;

Which motion prevailed, by yeas and nays, as follows:

# YEAS.

Mr. Avery,	Mr. Hubbard,	Mr. Putnam,
Barnaby,	Hutchinson,	Riopelle,
Baxter,	Jewell,	Romeyn,
Blake,	L. Kendrick,	Sheldon,
Bostwick,	F. G. Kendrick,	Shier,
R. V. Briggs,	Kingsley,	Stannard,
Brownell,	Klein,	Stewart,
Cameron,	Lane,	Swift,
B. Clark,	Lee,	Ternes,
O Clark,	Lovell,	Vowles,
Cogshall,	Mason,	Wagner,
Crane,	McCowen,	Walker,
Davis,	Miles,	Walton,
Doty,	Miller,	Weier,
Dussean,	Millington,	Wendell,
Eaton,	Mitchell,	Westover,
Eck,	Murray,	White,
Elliott,	Newman,	Wilcox,
Goodrich,	Osborn,	J. A. Williams,
Harris,	Plimpton,	Speaker,
Horton,		

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# NAYS.

Mr. Holt,	Mr. Sanford,	Mr. Stockbridge,
Huston,	Slayton,	Thompson,
Mead,	Smith,	W. D. Williams,
Rowlson,	Snell,	Yawkey,

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Mr. Cameron moved that there be a committee of five appointed on the part of the House, to confer with a like commit-

tee on the part of the Senate, relative to the disagreement between the two Houses on said bill;

Which motion prevailed.

The Speaker announced as such committee on the part of the House, Messrs. Cameron, Stockbridge, Barnaby, Brownell and Lea.

House bill No. 355, entitled

A bill to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February 14, 1853,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Miles moved to amend by striking out the word "said," in line 1 of section 1, and inserting in lieu thereof the word "an;" and by inserting in line 2 of first section, after the word "act," the words "entitled an act to amend the laws relative to supplying the city of Detroit with pure and wholesome water, approved February 14th, 1853;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Holt,	Romeyn,
Avery,	Hubbard,	Sanford,
Barnaby,	Ingersoll,	Shaw,
Baxter,	Jewell,	Shier,
Blake,	F. G. Kendrick,	Sickels,
Bostwick,	Kingsley,	Slayton,
Boynton,	Klein,	Smith,
R. V. Briggs,	Lane,	Stannard,
Brownell,	Lee,	Stewart,
Cameron,	Lovell,	Swift,
B. Clark,	Mandigo,	Ternes,
O. Clark,	Mason,	Thompson,
Cogshall,	McCowan,	Vowles,
Crossman,	McKernan,	Wagner,
Curry,	Mead,	Walker,
Davis,	Miles,	Walton,
Dety,	Millington,	Weier,
Dusseau,	Mitchell,	Wendell,

Eaton,	Murray,	Westover,
Eck,	Newman,	Wilcox,
Elliott,	Norton,	J. A. Williams,
Gay,	Plimpton,	W. D. Williams,
Gifford,	Purcell,	Yawkey,
Goodrich,	Putnam,	Speaker,
Harris,	Riopelle,	74

## NAYS.

Mr. Rowlson, 1

Mr. Slayton moved to amend the title by adding thereto the words "by adding a new section thereto;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Romeyn,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House joint resolution No. 32, entitled

Joint resolution asking Congress for an appropriation of money for the improvement of Mackinaw harbor, on the island of Mackinaw, in the straits of Michilimackinac,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Shaw,
Avery,	Hubbard,	Sheldon,
Barnaby,	Huston,	Shier,
Baxter,	Hutchinson,	Sickels,
Blake,	Ingersoll,	Slayton,
Bostwick,	Jewell,	Smith,
Boynnton,	F. G. Kendrick,	Snell,
R. V. Briggs,	Klein,	Stannard,
Cameron,	Lane,	Stewart,
B. Clark,	Lee,	Stockbridge,
O. Clark,	Mandigo,	Swift,
Crane,	Mason,	Ternes,
Crossman,	McCowen,	Thompson,
Curry,	McKernan,	Vowles,
Davis,	Mead,	Wagner,
Doty,	Miles,	Walker,
Dusseau,	Millington,	Walton,
Eaton,	Mitchell,	Weier,

Eck,  
Elliott,  
Gifford,  
Goodrich,  
Harris,  
Holt,

Norton,  
Osborn,  
Plimpton,  
Romeyn,  
Rowlson,  
Sanford,

Westover,  
Wilcox,  
W. D. Williams,  
Yawkey,  
Speaker,

71

NAYS.

0

Title and preamble agreed to.

House bill No. 352, entitled

A bill to provide for the construction of a State road in Van Buren county, and appropriating swamp land therefor,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Cameron moved to amend by striking out "three," in line 1, of section 2, and inserting "two" in lieu thereof;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,  
Curry,  
Doty,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Holt,  
Hubbard,  
Huston,

Mr. Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Mandigo,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Millington,  
Mitchell,  
Newman,  
Norton,  
Osborn,

Mr. Plimpton,  
Purcell,  
Riopelle,  
Shaw,  
Sheldon,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walton,  
Wendell,  
Wilcox,  
W. D. Williams,  
Speaker,

59

NAYS.

Mr. Blake,  
Bostwick,

Mr. Goodrich,  
Harris,

Mr. Shier,  
Sickels,



Boynton,	Horton,	Stewart,
R. V. Briggs,	Klein,	Ternes,
Crossman,	Murray,	Walker,
Davis,	Putnam,	White,
Dusseau,	Romeyn,	J. A. Williams,
Gifford,	Rowlson,	Woodard, 24

Title agreed to.

On motion of Mr. Huston,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 353, entitled

A bill to amend act No. 138, of session laws of 1867, entitled an act to amend section 1, of chapter seventy, of the revised statutes of 1846, being section 2877, of chapter 94, of the compiled laws, entitled "Of the administration and distribution of estates of deceased persons,"

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Riopelle,
Avery,	Horton,	Romeyn,
Barnaby,	Hubbard,	Rowlson,
Beall,	Hutchinson,	Shaw,
Blake,	Ingersoll,	Sheldon,
Bostwick,	L. Kendrick,	Sickels,
Boynton,	F. G. Kendrick,	Slayton,
R. V. Briggs,	Kingsley,	Smith,
Brownell,	Klein,	Snell,
Cameron,	Lane,	Stannard,
B. Clark,	Lee,	Stewart,
O. Clark,	Mandigo,	Ternes,
Cogshall,	McCowen,	Thompson,
Crane,	McKernan,	Vowles,
Crossman,	Mead,	Wagner,
Curry,	Miles,	Walker,
Davis,	Miller,	Walton,
Doty,	Millington,	Wendell,
Dusseau,	Mitchell,	Westover,
Eaton,	Murray,	White,
Eck,	Newman,	Wilcox,
Elliott,	Norton,	J. A. Williams,
Gay,	Osborn,	W. D. Williams,

Gifford,  
Goodrich,  
Harris,

Plimpton,  
Purcell,  
Putnam,

Woodard,  
Speaker,

77

NAYS.

0

Title agreed to.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred Senate joint resolution No. 17, entitled

Joint resolution for the appointment of a commission to examine the discipline and general management of the penal and reformatory and charitable institutions of the State, and report plans and recommendations for their improvement,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. W. SWIFT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stockbridge,

The rules were suspended, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Slayton moved to amend by striking out in line two of the resolution, the word "three," and inserting "five" in lieu thereof;

Which was agreed to.

The joint resolution was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Blake,

Mr. Hubbard,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,

Mr. Putnam,  
Riopelle,  
Sanford,  
Shaw,  
Shier,

Bostwick,	F. G. Kendrick,	Sickels,
Boynton,	Kingsley,	Slayton,
Brownell,	Klein,	Smith,
Cameron,	Lane,	Snell,
B. Clark,	Lee,	Seward
O. Clark,	Lovell,	Stewart,
Cogahall,	Mandigo,	Stockbridge,
Crane,	Mason,	Swift,
Curry,	McCowan,	Ternes,
Davis,	McKernan,	Thompson,
Doty,	Mead,	Vowles,
Dusseau,	Miller,	Wagner,
Eck,	Mitchell,	Walker,
Elliott,	Newman,	Walton,
Gay,	Norton,	J. A. Williams,
Gifford,	Osborn,	W. D. Williams,
Holt,	Plimpton,	Speaker, 66

NAYS.

Mr. Eaton,	Mr. Purcell,	Mr. Sheldon,
Harris,	Romeyn,	Woodard, 6

Title and preamble agreed to.

On motion of Mr. Brownell,

The House took a recess until two o'clock this afternoon.

—  
AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

The House resumed business under the order of

THIRD READING OF BILLS.

Senate joint resolution No. 33, entitled

Joint resolution asking Congress for a grant of land to aid the construction of a railroad from Little Traverse Bay via the straits of Mackinaw, to Marquette, on Lake Superior, in the State of Michigan,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Jewell,	Mr. Sheldon,
Avery,	F. G. Kendrick,	Sickels,
Barnaby,	Kingsley,	Smith,
Baxter,	Klein,	Snell,
Bostwick,	Lane,	Stannard,
B. Clark,	Lee,	Stewart,
O. Clark,	Lovell,	Ternes,
Crane,	Mandigo,	Thompson,
Davis,	McCowen,	Vowles,
Doty,	McKernan,	Wagner,
Dusseau,	Miles,	Walker,
Elliott,	Millington,	Walton,
Gay,	Mitchell,	Ward,
Gifford,	Newman,	Weier,
Goodrich,	Norton,	Westover,
Holt,	Purcell,	White,
Hubbard,	Putnam,	Woodard,
Huston,	Rowlson,	Yawkey,
Hutchinson,	Shaw,	Speaker,
Ingersoll,		

58

## NAYS.

0

Title and preamble agreed to.

House bill No. 364, entitled

A bill to amend section 29, of chapter 170, of the revised statutes of 1857, being section 5507 of compiled laws, relative to the payment of debts,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Snell moved to amend by striking out all of recited section 29, after the word "provided," in line 4, and inserting in lieu thereof, "That all debts shall be paid in the order of precedence indicated in this section;"

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. L. Kendrick,	Mr. Shier,
Avery,	F. G. Kendrick,	Sickels,
Barnaby,	Klein,	Slayton,
Baxter,	Lane,	Smith,

Beall,	Lovell,	Snell,
Bostwick,	McCowen,	Stannard,
Brownell,	McKernan,	Stewart,
B. Clark,	Mead,	Ternes,
O. Clark,	Miles,	Thompson,
Crane,	Miller,	Vowles,
Curry,	Millington,	Wagner,
Davis,	Mitchell,	Walker,
Doty,	Murray,	Walton,
Dussean,	Newman,	Ward,
Eck,	Norton,	Wendell,
Gay,	Osborn,	Westover,
Harris,	Purcell,	J. A. Williams,
Holt,	Putnam,	W. D. Williams,
Hutchinson,	Romeyn,	Woodard,
Ingersoll,	Sanford,	Yawkey,
Jewell,	Sheldon,	Speaker, 63

NAYS.

0

Mr. Huston moved to amend the title so that it should read:

"A bill to amend section 29, of chapter 155, of the revised statutes of 1846, being section 5507, of the compiled laws, entitled 'Of powers, duties and obligations of assignees, of insolvent debtors under this title;'"

Which motion prevailed.

The title, as amended, was agreed to.

House bill No. 341, entitled

A bill to provide for the construction of certain drains or ditches, in the county of St. Clair, and making an appropriation of swamp lands to aid in the construction of the same,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. L. Kendrick,	Mr. Snell,
Barnaby,	Lane,	Stannard,
Baxter,	McCowen,	Stewart,
Beall,	McKernan,	Stockbridge,
Boynton,	Miles,	Swift,
Brownell,	Mitchell,	Thompson,
Crossman,	Norton,	Vowles,
Curry,	Plimpton,	Ward,
Eck,	Purcell,	Wendell,

Gay,  
Gifford,  
Holt,  
Huston,  
Ingersoll,

Sanford,  
Sheldon,  
Slayton,  
Smith,

H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

40

## NAYS.

Mr. Blake,  
Bostwick,  
R. V. Briggs,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,  
Davis,  
Dusseau,  
Goodrich,  
Harris,  
Horton,  
Hubbard,

Mr. Hutchinson,  
Jewell,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lee,  
Lovell,  
Mandigo,  
Miller,  
Millington,  
Murray,  
Osborn,

Mr. Putnam,  
Rowlson,  
Shaw,  
Shier,  
Sickels,  
Ternes,  
Wagner,  
Walker,  
Walton,  
Weier,  
J. A. Williams,  
Woodard,

37

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Be it resolved by the Senate, (the House concurring,) That the judges of the Supreme Court are hereby requested to review the general laws of this State, and to report to the next Legislature, such recommendations and proposed amendments and changes as they may deem wise and proper in such general laws, with intent to have a compilation of such general laws ordered by such next Legislature. All expenses of such review, shall be audited by the Board of State Auditors and paid by the State Treasurer, upon the certificate of the presiding judge of said court. The Secretary of State is directed to furnish such judges with such number of copies of the general and session laws of this State, as may be necessary for such review;*

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Wendell moved that the House concur in the adoption of the resolution.

On motion of Mr. Mead,

The resolution was laid on the table.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 158, entitled

A bill to amend section 535 of the compiled laws, relating to the canvass of votes in townships,

And to inform the House that the Senate has adopted the accompanying substitute therefor, entitled

A bill to amend section 559 of the compiled laws of 1857, relating to the duties of township clerks;

In the passage of which, as thus substituted, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Crossman moved that the House concur in the substitute adopted for the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,

Mr. Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,

Mr. Shaw,  
Sheldon,  
Shier,  
Sickels,  
Slayton,

Boynton,  
 R. V. Briggs,  
 Cameron,  
 B. Clark,  
 O. Clark,  
 Crossman,  
 Curry,  
 Doty,  
 Dusean,  
 Eaton,  
 Elliott,  
 Gay,  
 Gifford,  
 Goodrich,  
 Harris,  
 Holt,  
 Horton,  
 Hubbard,  
 Huston,  
 Hutchinson,  
 Ingersoll,

Lane,  
 Lee,  
 Mandigo,  
 Mason,  
 McCowen,  
 McKernan,  
 Mead,  
 Miles,  
 Miller,  
 Millington,  
 Mitchell,  
 Murray,  
 Norton,  
 Osborn,  
 Plimpton,  
 Purcell,  
 Putnam,  
 Riopelle,  
 Rowison,  
 Sanford,

Smith,  
 Snell,  
 Stewart,  
 Stockbridge,  
 Swift,  
 Ternes,  
 Thompson,  
 Vowles,  
 Wagner,  
 Walker,  
 Walton,  
 Ward,  
 Weier,  
 Wendell,  
 Westover,  
 H. G. Williams,  
 W. D. Williams,  
 Woodard,  
 Yawkey,  
 Speaker,

76

## NAYS.

Mr. Lovell,

Mr. Stannard,

2

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER, }  
 Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 75, entitled

A bill to repeal act No. 426, of the session laws of 1867, entitled "an act to incorporate the public schools of the village of Hudson," approved March 25, A. D. 1867,

And to inform the House that the Senate has adopted the accompanying substitute therefor, entitled

A bill to detach certain territory from the school district known as the public schools of the village of Hudson, organized by act No. 426, of the session laws of 1867, entitled "an



act to incorporate the public schools of the village of Hudson," approved March 25, A. D. 1867;

In the passage of which, as thus substituted, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take effect from and after the first day of May, A. D. 1869, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the substitute adopted for the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sickels,
Avery,	Hutchinson,	Smith,
Baxter,	Ingersoll,	Snell,
Beall,	Jewell,	Stannard,
Bostwick,	F. G. Kendrick,	Stewart,
R. V. Briggs,	Kingsley,	Stockbridge,
Brownell,	Klein,	Swift,
Cameron,	Lane,	Ternes,
B. Clark,	Lee,	Thompson,
O. Clark,	Lovell,	Vowles,
Cogshall,	Mandigo,	Wagner,
Crane,	McCowen,	Walker,
Curry,	Miles,	Walton,
Davis,	Miller,	Ward,
Doty,	Mitchell,	Weier,
Dusseau,	Norton,	Wendell,
Eaton,	Osborn,	Westover,
Eck,	Plimpton,	White,
Elliott,	Purcell,	Wilcox,
Gay,	Riopelle,	J. A. Williams,
Gifford,	Rowlson,	Woodard,
Goodrich,	Sanford,	Yawkey,
Holt,	Sheldon,	Speaker,
Horton,	Shier,	

71

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

House bill No. 366, entitled

A bill to amend sections 9, 10, 11, 12, 13 and 14, of chapter 39 of the compiled laws,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. F. G. Kendrick,	Mr. Stannard,
Barnaby,	Kingsaley,	Stewart,
Baxter,	Klein,	Stockbridge,
Beall,	Lane,	Swift,
Blake,	Lee,	Ternes,
Bostwick,	McKernan,	Thompson,
Cameron,	Miller,	Vowles,
B. Clark,	Millington,	Wagner,
O. Clark,	Mitchell,	Walker,
Crane,	Newman,	Walton,
Curry,	Norton,	Weier,
Doty,	Osborn,	Wendell,
Dusseau,	Plimpton,	Westover,
Elliott,	Purcell,	White,
Gay,	Putnam,	Wilcox,
Goodrich,	Rowlson,	H. G. Williams,
Harris,	Shaw,	J. A. Williams,
Holt,	Sheldon,	W. D. Williams,
Horton,	Shier,	Woodward,
Hubbard,	Sickels,	Yawkey,
Ingersoll,	Snell,	Speaker,
Jewell,		

64

NAYS.

Mr. Boynton,	Mr. Eaton,	Mr. Eck,	3
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Mr. Snell moved to amend the title by adding thereto the following words: "relative to the support of poor persons by their relatives;"

Which motion prevailed.

The title, as amended, was agreed to.

House bill No. 368, entitled

A bill to amend "An act to provide for the restoration of lost records, papers or other proceedings, in courts of record," being act No. 8, of the session laws of 1861,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Sickels,
Barnaby,	Hutchinson,	Smith,
Baxter,	Ingersoll,	Snell,
Beall,	Jewell,	Stannard,
Blake,	F. G. Kendrick,	Stewart,
Bostwick,	Kingsley,	Stockbridge,
R. V. Briggs,	Klein,	Swift,
Brownell,	Lane,	Ternes,
Cameron,	Lee,	Thompson,
B. Clark,	Lovell,	Vowles,
O. Clark,	McCowen,	Wagner,
Cogshall,	McKernan,	Walker,
Crane,	Millington,	Walton,
Curry,	Newman,	Weier,
Davis,	Norton,	Wendell,
Doty,	Osborn,	Westover,
Dussean,	Plimpton,	White,
Eaton,	Purcell,	Wilcox,
Eck,	Rowlson,	H. G. Williams,
Elliott,	Sanford,	J. A. Williams,
Gay,	Shaw,	W. D. Williams,
Gifford,	Sheldon,	Woodard,
Goodrich,	Shier,	Speaker,
Harris,		70

## NAYS.

0

Mr. Ingersoll moved to amend the title so that it should read:

"A bill to authorize a re-survey of the village of Vernon, in the county of Shiawassee, and to record the plat thereof;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Ingersoll,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 370, entitled

A bill appropriating swamp land for the improvement of the State road from Ithaca to St. Charles.

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Huston moved to amend by striking out at the end of section 5, the words "outside of the swamp land fund;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Sheldon,
Avery,	Hubbard,	Sickles,
Barnaby,	Hurlbut,	Slayton,
Baxter,	Huston,	Smith,
Beall,	Hutchinson,	Snell,
Bostwick,	Ingersoll,	Stannard,
Brownell,	L. Kendrick,	Stockbridge,
Cameron,	F. G. Kendrick,	Swift,
B. Clark,	Kingaleys,	Thompson,
O. Clark,	Lane,	Vowles,
Crane,	Lee,	Wagner,
Doty,	Mead,	Wendell,
Dusseau,	Mitchell,	Westover,
Eaton,	Plimpton,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Elliott,	Riopelle,	W. D. Williams,
Gay,	Sanford,	Speaker,
Gifford,	Shaw,	

53

## NAYS.

Mr. Blake,	Mr. Jewell,	Mr. Shier,
Boynton,	Lovell,	Stewart,
R. V. Briggs,	McCowen,	Ternes,
Cogshall,	Millington,	Walker,
Crossman,	Murray,	Walton,
Curry,	Norton,	Weier,
Davis,	Osborn,	J. A. Williams,
Goodrich,	Putnam,	Woodard,
Harris,	Rowlson,	

26

Title agreed to.

On motion of Mr. Barnaby,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 30, 1869.

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to return to the House the following bill:

House bill No. 141, entitled

A bill to amend section 24, of chapter 140, of the revised statutes of 1846, being section 5384, of the compiled laws, relative to the limitation of personal actions, as amended by act number 30, of the session laws of 1867;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bill:

House bill No. 49, entitled

A bill to amend act No. 38, entitled "An act to prevent fishing with seines and every kind of continuous nets, in the waters of the counties of Branch, Livingston, Cass, St. Joseph, Kent, Ionia, Genesee and Calhoun, or any of the lakes, rivers or streams of Macomb county," approved March 9, 1867,

And to inform the House that the Senate has amended the same by inserting after the word "river," in line 2, section 1, the words "except in St. Joseph river, in Berrien county;" also, by inserting in line 3, section 1, after the word "Genesee," the word "Roscommon."

The Senate has also amended the title by inserting the word "Roscommon," after the word "Genesee;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has

ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Shaw moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Shaw,
Avery,	Hurlbut,	Sheldon,
Baxter,	Hutchinson,	Sickels,
Beall,	Ingersoll,	Smith,
Blake,	Jewell,	Stannard,
Bostwick,	L. Kendrick,	Stewart,
R. V. Briggs,	F. G. Kendrick,	Stockbridge,
Brownell,	Kingsley,	Swift,
Cameron,	Lane,	Ternes,
B. Clark,	Lee,	Thompson,
O. Clark,	McCowen,	Vowles,
Cogshall,	Mead,	Wagner,
Crane,	Miller,	Walker,
Crossman,	Millington,	Walton,
Curry,	Mitchell,	Ward,
Davis,	Murray,	Weier,
Doty,	Newman,	Westover,
Dusseau,	Norton,	Wilcox,
Eaton,	Osborn,	J. A. Williams,
Eck,	Plimpton,	W. D. Williams,
Elliott,	Purcell,	Woodard,
Gay,	Putnam,	Yawkey,
Gifford,	Riopelle,	Speaker,
Goodrich,	Rowlson,	

71

NAYS.

0

The amendment made to the bill by the Senate, was concurred in.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to promote immigration to Michigan;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and  
On motion of Mr. Plimpton,

The rules were suspended, and the bill was placed on the order of third reading.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 19, entitled

Joint resolution authorizing the Governor to release all claims of the State of Michigan to the General Government, that said State may have to the east half of the south-east quarter of section 23, township 14 north, of range 12 west, in said State;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to

take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of judges of the circuit court,

And to inform the House that the Senate has adopted the accompanying substitute therefor;

In the passage of which, as thus substituted, the Senate has concurred by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Slayton moved that the joint resolution be laid on the table;

Which motion prevailed.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 106, entitled



A bill to amend section 569, of the compiled laws, in reference to the bond of township treasurers;

2. House bill No. 292, entitled

A bill to amend section 5, of chapter 158, of the revised statutes, being section 5860, of the compiled laws, of offenses against chastity, morality and decency;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March, 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to return to the House the following bill:

House bill No 358, entitled

A bill to establish and organize fractional school district No. 7, of the townships of Lenox and Chesterfield, in the county of Macomb, State of Michigan;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 30, 1869. }

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

House bill No. 346, entitled

A bill to provide for the incorporation of coöperative and mutual benefit associations,

And to inform the House that the Senate has amended the same by striking out of line 2, section 5, the words "for a longer period than ten years;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Harris moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Shaw,
Avery,	Hubbard,	Sheldon,
Barnaby,	Hurlbut,	Sickels,
Baxter,	Ingersoll,	Smith,
Beall,	Jewell,	Snell,
Blake,	L. Kendrick,	Stannard,
Bostwick,	F. G. Kendrick,	Stewart,
Brownell,	Kingsley,	Stockbridge,
Cameron,	Lane,	Swift,
B. Clark,	Lee,	Thompson,
O. Clark,	Lovell,	Vowles,
Crane,	McCowen,	Wagner,
Curry,	McKernan,	Walker,
Doty,	Miles,	Walton,
Dusseau,	Millington,	Weier,
Eaton,	Mitchell,	Wendell,
Eek,	Murray,	Wilcox,
Elliott,	Newman,	H. G. Williams,

Gay,	Norton,	J. A. Williams,	
Gifford,	Purcell,	W. D. Williams,	
Goodrich,	Putnam,	Yawkey,	
Harris,	Rowlson,	Speaker,	66

NAYS. 0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

House bill No. 343, entitled

A bill to provide for the drainage and reclamation of swamp land, by means of a State road and ditches, from the south-west corner of section 34, town 17 north, range 10 west, Osceola county, thence north to Traverse Bay,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Lee moved to lay the bill on the table;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sickels,	
Avery,	Huston,	Smith,	
Barnaby,	Ingersoll,	Snell,	
Baxter,	L. Kendrick,	Stewart,	
Beall,	Kingsley,	Thompson,	
Brownell,	Lane,	Vowles,	
B. Clark,	McCowen,	Wendell,	
Curry,	McKernan,	Westover,	
Doty,	Miles,	H. G. Williams,	
Eck,	Mitchell,	W. D. Williams,	
Gay,	Newman,	Yawkey,	
Holt,	Riopelle,	Speaker,	
Hubbard,	Sanford,		38

#### NAYS.

Mr. Blake,	Mr. Elliott,	Mr. Putnam,
Bostwick,	Goodrich,	Rowlson,
Boynton,	Harris,	Shaw,
R. V. Briggs,	Hutchinson,	Sheldon,
Cameron,	Jewell,	Shier,
O. Clark,	Lee,	Stockbridge,
Cogshall,	Lovell,	Walker,

Crana,  
Crossman,  
Davis,  
Dussean,  
Eaton,

Millington,  
Murray,  
Norton,  
Osborn,  
Purcell,

Walton,  
Weier,  
Wilcox,  
J. A. Williams,  
35

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was recommitted Senate bill No. 78, entitled

A bill to amend sections one, two, three, four, five, six and thirteen, of chapter one hundred and twenty-six, of the revised statutes of 1846, entitled "Of certain liens upon real property," being sections numbered 5068, 5069, 5070, 5071, 5072, 5073 and 5080, of chapter 154, of compiled laws, entitled "Of the lien of mechanics and others,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Vowles,

The House concurred in the amendment made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Harris moved to amend the bill by inserting after the word "contractor," in line 4, of recited section 4, the words "or sub-contractor;"

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,

Mr. Kingsley,  
Lane,

Mr. Shaw,  
Sheldon,

Barter,	Lee,	Shier,
Beall,	Lovell,	Smith,
Blake,	Mandigo,	Snell,
Boynton,	Mason,	Stewart,
R. V. Briggs,	McCowan,	Stockbridge,
Brownell,	McKernan,	Swift,
B. Clark,	Mead,	Ternes,
O. Clark,	Miles,	Thompson,
Crane,	Miller,	Vowles,
Curry,	Millington,	Ward,
Davis,	Mitchell,	Weier,
Doty,	Murray,	Wendell,
Eck,	Newman,	Westover,
Elliott,	Norton,	Wilcox,
Gay,	Plimpton,	H. G. Williams,
Gifford,	Purcell,	W. D. Williams,
Hurlbut,	Putnam,	Yawkey,
Huston,	Sanford,	Speaker,
Ingersoll,		

61

## NAMES.

Mr. Bostwick,	Mr. Horton,	Mr. Rowison,
Cameron,	Hubbard,	Stannard,
Cogshall,	Hutchinson,	Walker,
Crossman,	Jewell,	Walton,
Dussau,	L. Kendrick,	White,
Goodrich,	Osborn,	J. A. Williams,
Harris,	Riopelle,	

20

Title agreed to.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was recommitted Senate bill No. 69, entitled

A bill to revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

Mr. Brownell moved that the House concur in the amendment made to the bill by the committee;

Which motion did not prevail.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Jewell,	Mr. Sheldon,
Baxter,	L. Kendrick,	Shier,
Beall,	Kingsley,	Smith,
Blake,	Lane,	Snell,
Boynnton,	Mason,	Stewart,
R. V. Briggs,	McKernan,	Stockbridge,
Cameron,	Mead,	Swift,
O. Clark,	Miles,	Ternes,
Cogshall,	Miller,	Vowles,
Crane,	Millington,	Walton,
Curry,	Mitchell,	Ward,
Davis,	Murray,	Weier,
Doty,	Newman,	Wendell,
Eck,	Norton,	Westover,
Gay,	Plimpton,	Wilcox,
Gifford,	Purcell,	H. G. Williams,
Goodrich,	Putnam,	J. A. Williams,
Hubbard,	Riopelle,	W. D. Williams,
Hurlbut,	Romeyn,	Yawkey,
Huston,	Shaw,	Speaker,
Ingersoll,		

61

#### NAYS.

Mr. Barnaby,	Mr. Horton,	Mr. Rowson,
Bostwick,	Hutchinson,	Sickels,
Brownell,	Lee,	Stannard,
B. Clark,	Lovell,	Thompson,
Eaton,	Mandigo,	Wagner,
Elliott,	McCowan,	Walker,
Harris,	Osborn,	White,

21

Title agreed to.

By unanimous consent, the committee on State affairs, submitted the following report:

The committee on State affairs, to whom was recommitted Senate bill No. 72, entitled

A bill to prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Lakes Erie, St. Clair, Huron and Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to protect furs in the State of Michigan;

Recommending that the substitute be concurred in, and that the substitute do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

Mr. Dusseau moved that the House concur in the adoption of the substitute reported by the committee;

Which motion prevailed.

On motion of Mr. Ingersoll,

The bill was laid on the table.

By unanimous consent, the committees on education and State affairs, acting jointly, submitted the following report:

The joint committee on education and State affairs, to whom was referred House bill No. 262, being

A bill for the establishment and support of the college of homeopathy in the University of Michigan, and to repeal act No. 100, of the session laws of 1855, approved February 12, 1855,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

B. L. BAXTER,

*Chairman Committee on Education.*

JOHN N. INGERSOLL,

*Chairman Committee on State Affairs.*

Report accepted and committee discharged.

On motion of Mr. Brownell,

The House concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Osborn,
Barnaby,	Hubbard,	Plimpton,
Baxter,	Hurlbut,	Rowison,
Brownell,	Huston,	Shaw,
Cameron,	Ingersoll,	Sheldon,
O. Clark,	Jewell,	Snell,
Cogshall,	Kingsley,	Stannard,
Crane,	Lane,	Swift,
Crossman,	Lee,	Vowles,
Curry,	Lovell,	Walker,
Davis,	Mason,	Walton,
Doty,	McCowen,	Westover,
Dusseau,	Mead,	White,
Eaton,	Miles,	H. G. Williams,
Gay,	Miller,	W. D. Williams,
Goodrich,	Mitchell,	Woodard,
Harris,	Murray,	Yawkey, 51

## NAYS.

Mr. Avery,	Mr. Klein,	Mr. Smith,
Beall,	Mandigo,	Stewart,
Blake,	Millington,	Stockbridge,
Bostwick,	Newman,	Ternes,
Boynton,	Norton,	Thompson,
R. V. Briggs,	Purell,	Wagner,
E. Clark,	Putnam,	Ward,
Eck,	Riopelle,	Wendell,
Elliott,	Romeyn,	Wilcox,
Grifford,	Shier,	J. A. Williams,
Hutchinson,	Sickles,	Speaker, 35
L. Kendrick,	Slayton,	

Pending the announcement of the vote,

Mr. Boynton asked to be excused from voting;

Which request was not granted.



Mr. Boynton then voted as recorded above.

Mr. Thompson asked to be excused from voting.

Which request was not granted.

Mr. Thompson then voted as recorded above.

The title was agreed to.

House bill No. 372, entitled

A bill to amend section 1, of act No. 420, session laws of 1867, so as to delocalize certain swamp lands appropriated for the purpose of building a State road.

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

# YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Riopelle,
Avery,	Hubbard,	Romeyn,
Barnaby,	Huston,	Sanford,
Baxter,	Hutchinson,	Shaw,
Boynton,	L. Kendrick,	Slayton,
Brownell,	Kingale,	Smith,
Cameron,	Lane,	Snell,
B. Clark,	Lee,	Swift,
O. Clark,	McCewen,	Thompson,
Crane,	Mead,	Vowles,
Curry,	Miles,	Wagner,
Davis,	Millington,	Walker,
Doty,	Mitchell,	Walton,
Dussseau,	Murray,	Wendell,
Eaton,	Newman,	Wilcox,
Eck,	Norton,	H. G. Williams,
Gay,	Plimpton,	Yawkey,

51

# NAYS.

Mr. Beall,	Mr. F. G. Kendrick,	Mr. Stewart,
Bostwick,	Klein,	Ternee,
R. V. Briggs,	Lovell,	Ward,
Cogshall,	Mandigo,	White,
Elliott,	Osborn,	J. A. Williams,
Gifford,	Purcell,	Woodard,
Goodrich,	Stannard,	Speaker,
Jewell,		

22

Mr. Snell moved to amend the title by striking out all after "1867," and inserting in lieu thereof "entitled 'An act making an additional appropriation for the construction of the Midland

City, Houghton Lake and Grand Traverse Bay State road," approved March 23, 1867;

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Miles moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

#### MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return to the Senate, House bill No. 279, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Detroit," approved February 5th, 1857, as amended by several acts amendatory thereof.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment, to whom was referred House bill No. 279, entitled

A bill to amend an act entitled an act to revise the charter of the city of Detroit, approved February 5, 1857, as amended by several acts amendatory thereof,

Report the same back to the House without action.

E. M. MASON, *Chairman.*

Report accepted.

On motion of Mr. Cameron,

The Clerk was instructed to return the bill to the Senate.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 67, entitled

A bill to protect primary schools from unnecessary interruption and disturbance,

And to inform the House that the Senate does not concur in its passage.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Cogshall,

The bill was laid on the table.

House bill No. 373, entitled

A bill to organize the township of Baldwin, in Muskegon county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. L. Kendrick,	Mr. Stannard,
Barnaby,	F. G. Kendrick,	Stockbridge,
Beall,	Kingsley,	Swift,
Bostwick,	Klein,	Ternes,
R. V. Briggs,	Lee,	Thompson,
Cameron,	McCowen,	Vowles,
B. Clark,	McKernan,	Wagner,
O. Clark,	Mead,	Walker,
Cogshall,	Newman,	Walton,
Crane,	Osborn,	Weier,
Doty,	Plimpton,	Westover,
Eck,	Putnam,	White,
Elliott,	Riopelle,	Wilcox,
Gifford,	Shaw,	W. D. Williams,
Goodrich,	Sheldon,	Woodard,
Holt,	Shier,	Yawkey,
Hubbard,	Smith,	Speaker,

51

NAYS.

0

Mr. Holt moved to amend the title so that it should read:  
"A bill to provide for holding township meetings in certain new townships, in the year 1869;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 371, entitled

A bill to authorize the formation of corporations for the purpose of improving the navigation of rivers,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Crossman moved to amend the bill as follows:

1. By inserting after the word "stream," in line 3, of section 2, the words "and section of the stream;"

2. By striking out the words "or otherwise," in line 15 of section 13;

3. By striking out all of section 15, after the word "repairs," in line 11; and inserting in lieu thereof the following: "and the collection of such tolls shall be confined strictly to that part or portion of a river or stream so improved; and nothing in this act shall be construed to give jurisdiction to any corporation over any portion of a river or stream, other than the portion specifically improved by such corporation;"

4. By inserting after the word "using," in line 2 of section 17, the words "such improved portions of;"

5. By striking out all of lines 1, 2, 3, 4, and all of line 5; up to and including the word "and," of section 18;

6. By inserting after the word "lumber," in line 6 of section 18, the words "or other floatables;"

7. By inserting in line 7, of section 18, after the word "lumber," the words "or other floatables;"

8. By striking out the word "such," after "corporation," in line 1, of section 28, and inserting "such" before "corporation;"

Which were agreed to.

Mr. Slayton moved to further amend by striking out the words "this State," in line 6 of section 3, and inserting in lieu thereof, "A. D. 1846;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. L. Kendrick,	Mr. Sanford,
Barnaby,	F. G. Kendrick,	Shaw,
Baxter,	Kingsley,	Sheldon,
Blake,	Lane,	Shier,
Bostwick,	Lee,	Slayton,
Boynton,	Lovell,	Snell,
R. V. Briggs,	Mason,	Stewart,
Brownell,	McCowen,	Stockbridge,
Cameron,	McKernan,	Swift,
B. Clark,	Mead,	Ternes,
O. Clark,	Miles,	Thompson,
Crane,	Miller,	Vowles,
Crossman,	Mitchell,	Walton,
Curry,	Newman,	Weier,
Doty,	Osborn,	Westover,
Eaton,	Plimpton,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Gay,	Putnam,	W. D. Williams,
Gifford,	Riopelle,	Woodard,
Huston,	Romeyn,	Yawkey,
Jewell,		

61

## NAYS.

Mr. Beall,	Mr. Millington,	Mr. Stannard,
Davis,	Murray,	Walker,
Goodrich,	Norton,	Wendell,
Hubbard,	Rowson,	J. A. Williams,
Hutchinson,	Smith,	Speaker,

15

Title agreed to.

On motion of Mr. Crossman,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 376, entitled

A bill to authorize the incorporation of trades unions as

mechanics' associations, under the provisions of chapter 62 of the compiled laws,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sanford,
Avery,	Hutchinson,	Shaw,
Barnaby,	L. Kendrick,	Sheldon,
Baxter,	F. G. Kendrick,	Shier,
Beall,	Kingsley,	Slayton,
Bostwick,	Lane,	Snell,
Boynton,	Lee,	Stannard,
Brownell,	Lovell,	Stewart,
Cameron,	McCowen,	Stockbridge,
B. Clark,	McKernan,	Swift,
O. Clark,	Mead,	Thompson,
Crane,	Miles,	Vowles,
Curry,	Miller,	Walker,
Davis,	Millington,	Walton,
Doty,	Mitchell,	Weier,
Dusseau,	Murray,	Westover,
Eaton,	Newman,	Wilcox,
Eck,	Norton,	H. G. Williams,
Gay,	Osborn,	J. A. Williams,
Gifford,	Purcell,	Woodard,
Goodrich,	Putnam,	Yawkey,
Harris,	Romeyn,	Speaker,
Holt,	Rowlson,	
	NAYS.	68
		0

Title agreed to.

On motion of Mr. Purcell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Miles, by unanimous consent, offered the following:

*Resolved*, That one dollar per day, in addition to his per diem allowance, be paid to James H. Stone, Assistant Clerk of the House, for his services during this session;

Which was adopted.

House bill No. 375, entitled

A bill to amend an act entitled "An act to provide for the

incorporation of railroad companies," approved February 12, 1855, by adding a new section thereto, to stand as section 67,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Miles moved to amend by striking out the words "said act," in line 1, of section 1, and inserting in lieu thereof: "An act entitled an act to provide for the incorporation of railroad companies, approved February 12, 1855;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Putnam,	
Avery,	L. Kendrick,	Romeyn,	
Baxter,	F. G. Kendrick,	Rowlson,	
Brownell,	Kingsley,	Sanford,	
Cameron,	Lane,	Shaw,	
B. Clark,	Lee,	Shier,	
Cogshall,	McCowen,	Smith,	
Curry,	McKernan,	Snell,	
Doty,	Mead,	Stannard,	
Eaton,	Miles,	Ternes,	
Eck,	Miller,	Vowles,	
Gay,	Millington,	Wagner,	
Gifford,	Mitchell,	Walker,	
Goodrich,	Newman,	Weier,	
Harris,	Osborn,	Wilcox,	
Holt,	Plimpton,	Yawkey,	
Hubbard,	Purcell,	Speaker,	51

#### NAYS.

Mr. Beall,	Mr. Lovell,	Mr. Walton,	
Bostwick,	Murray,	Wendell,	
O. Clark,	Norton,	Westover,	
Crane,	Sheldon,	H. G. Williams,	
Davis,	Slayton,	J. A. Williams,	
Jewell,	Stewart,	W. D. Williams,	

18

Title agreed to.

On motion of Mr. Vowles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 377, entitled.

A bill to authorize the common council of the village of Lowell, in the county of Kent, to cause a re-survey and re-platting of said village to be made and recorded, and to assess and collect the necessary expenses therefor,

Was read a third time and passed, a majority of all the members elect voting therefor; by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shaw,
Avery,	Hutchinson,	Sheldon,
Barnaby,	Jewell,	Shier,
Baxter,	F. G. Kendrick,	Slayton,
Beall,	Kingsley,	Smith,
Bostwick,	Lane,	Snell,
Boynnton,	Lee,	Stannard,
Brownell,	Lovell,	Stewart,
Cameron,	McCowan,	Ternes,
B. Clark,	McKernan,	Vowles,
O. Clark,	Mead,	Wagner,
Cogshall,	Miles,	Walker,
Crane,	Miller,	Walton,
Croesman,	Millington,	Weier,
Curry,	Murray,	Wendell,
Davis,	Newman,	Westover,
Doty,	Norton,	Wilcox,
Elliott,	Osborn,	H. G. Williams,
Gifford,	Plimpton,	J. A. Williams,
Goodrich,	Putnam,	W. D. Williams,
Holt,	Romey,	Yawkey,
Hubbard,	Rowlson,	Speaker, 66

NAYS.

0

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Cameron moved that the House take a recess until seven o'clock this evening;

Which motion did not prevail.

House bill No. 378, entitled

A bill to amend an act to incorporate the village of Lowell,



approved March 15, 1861, as amended by act number 169, of the session laws of 1865, approved March 14, 1865,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sheldon,
Avery,	Jewell,	Shier,
Barnaby,	F. G. Kendrick,	Slayton,
Baxter,	Kingsley,	Smith,
Beall,	Lane,	Snell,
Bostwick,	Lee,	Stannard,
Boynton,	Lovell,	Stewart,
Brownell,	McCowan,	Swift,
B. Clark,	McKernan,	Ternes,
O. Clark,	Miles,	Vowles,
Cogshall,	Miller,	Wagner,
Crane,	Millington,	Walker,
Crossman,	Mitchell,	Walton,
Curry,	Murray,	Ward,
Davis,	Newman,	Weier,
Doty,	Norton,	Wendell,
Dusseau,	Osborn,	Westover,
Eck,	Purell,	Wileox,
Elliott,	Putnam,	H. G. Williams,
Gay,	Riopelle,	J. A. Williams,
Gifford,	Romeyn,	W. D. Williams,
Goodrich,	Rowson,	Yawkey,
Holt,	Shaw,	Speaker, 69

## NAYS.

0

Title agreed to.

On motion of Mr. Slayton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to provide for the payment of certain drainage orders outstanding in the county of Oakland,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Shaw,
Avery,	Jewell,	Sheldon,
Barnaby,	Kingsley,	Shier,

Baxter,	Klein,	Slayton,
Beall,	Lane,	Smith,
Bostwick,	Lee,	Snell,
Boynton,	Lovell,	Stewart,
Cameron,	McCowen,	Swift,
B. Clark,	Miles,	Ternes,
O. Clark,	Miller,	Vowles,
Cogshall,	Millington,	Wagner,
Crane,	Mitchell,	Walker,
Crossman,	Newman,	Walton,
Curry,	Norton,	Weier,
Davis,	Osborn,	Westover,
Doty,	Plimpton,	Wilcox,
Dusseau,	Purcell,	H. G. Williams,
Eck,	Putnam,	W. D. Williams,
Elliott,	Riopelle,	Yawkey,
Gay,	Romeyn,	Speaker,
Goodrich,	Rowlson,	62

## NAYS.

Mr. Hutchinson, Mr. F. G. Kendrick, 2

Title agreed to.

On motion of Mr. Vowles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 249, entitled

A bill to repeal act No. 4, of the session laws of 1865, entitled an act to provide for the improvement of the Saginaw river, and to authorize the county of Saginaw to loan money in aid thereof, and to provide for the paying on and disposal of the funds and property in the hands of the dredging commissioners of Saginaw county,

And to inform the House that the Senate has adopted the accompanying substitute therefor;

In the passage of which, as thus substituted, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Yawkey moved that the House concur in the substitute adopted for the bill;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shaw,
Avery,	Hutchinson,	Sheldon,
Barnaby,	Jewell,	Shier,
Baxter,	L. Kendrick,	Slayton,
Bostwick,	Kingaleys,	Smith,
Boynton,	Klein,	Snell,
Brownell,	Lee,	Stewart,
Cameron,	McCowan,	Stockbridge,
B. Clark,	McKernan,	Swift,
O. Clark,	Mead,	Ternes,
Crane,	Miles,	Vowles,
Crossman,	Miller,	Wagner,
Curry,	Millington,	Walker,
Davis,	Newman,	Walton,
Doty,	Norton,	Weier,
Dusseau,	Osborn,	Westover,
Eck,	Plimpton,	Wilcox,
Elliott,	Purcell,	H. G. Williams,
Gay,	Putnam,	J. A. Williams,
Goodrich,	Riopelle,	W. D. Williams,
Harris,	Romeyn,	Yawkey,
Holt,	Rowlson,	Speaker, 66

NAYS.

Mr. Lane, 1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 30, 1869.]

To the Speaker of the House of Representatives :

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to authorize the improvement of Fort street, in the township of Springwells, and to provide for the maintenance thereof;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

Senate bill No. 185, entitled

A bill to authorize existing railroad companies to aid by subscription of stock, guarantying of bonds, or making running connections with any road constructed or to be constructed, under the general laws of this State, and for other purposes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sheldon,
Barnaby,	Jewell,	Shier,
Baxter,	L. Kendrick,	Slayton,
Boynton,	Kingsley,	Smith,
Cameron,	Klein,	Snell,
B. Clark,	Lee,	Stockbrigde,
O. Clark,	McCowen,	Swift,
Cogshall,	Miles,	Tarnes,
Crane,	Mitchell,	Thompson,
Crossman,	Newman,	Yowles,
Doty,	Osborn,	Wagner,
Duseau,	Plimpton,	Walker,
Eaton,	Purcell,	Walton,
Eck,	Putnam,	Wendell,

Gay,  
Goodrich,  
Holt,  
Hubbard,  
Huston,

Riopelle,  
Romeyn,  
Rowlson,  
Sanford,  
Shaw,

Westover,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker, 57

NAYS.

Mr. Curry, 1

Mr. Slayton moved to amend the title by striking out the last four words, "and for other purposes;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Smith,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Baxter,

The House took a recess until 7½ o'clock this evening.

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EVENING SESSION.

7½ o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Plimpton, by unanimous consent, offered the following:

*Resolved by the House of Representatives, (the Senate concurring,) That a vote of thanks be and they are tendered to General F. Palmer, Quartermaster General and agent of the State of Michigan, for the services he has rendered the State in procuring the allowance by the War Department, at Washington, the sum of three hundred and forty-three thousand, six hundred and ninety-six dollars and ninety-eight cents, the same being a suspended and disallowed account on the part of the General Government, as charged by the State of Michigan, for expenses in furnishing troops, and expenses incurred during the late rebellion.*

On motion of Mr. Yawkey,

The rules were suspended, and the resolution adopted.

Mr. Plimpton, by unanimous consent, offered the following:

*Resolved*, That E. A. Thompson, Enrolling and Engrossing Clerk of the House of Representatives of the State of Michigan, is hereby allowed the sum of \$1 per day for services as Enrolling and Engrossing Clerk for the session of A. D. 1869, in addition to the sum already allowed by a former resolution of this House.

Mr. Horton moved to amend by inserting after the word "Clerk," the following: "and to H. N. Lawrence, Assistant Engrossing and Enrolling Clerk;"

Which amendment was accepted.

The resolution, as amended, was adopted.

MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following joint resolution:

Senate joint resolution No. 17, entitled

Joint resolution for the appointment of a commission to examine the discipline and general management of the penal, reformatory and charitable institutions of the State, and report plans and recommendations for their improvement;

Which the House amended by striking out in line 2 of the resolution, the word "three," and inserting in place thereof the word "five;"

And to inform the House that the Senate does not concur in said amendment.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Harris moved that the House recede from its amendment;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,

Mr. Horton,  
Huston,

Mr. Shaw,  
Sheldon,

Baxter,	Hutchinson,	Smith,
Beall,	Klein,	Snell,
Bostwick,	Lane,	Stannard,
Boynton,	Lovell,	Stewart,
R. V. Briggs,	Mandigo,	Stockbridge,
B. Clark,	McKernon,	Swift,
Cogshall,	Mead,	• Vowles,
Crane,	Miller,	Wagner,
Curry,	Millington,	Weier,
Doty,	Mitchell,	Wendell,
Eck,	Murray,	White,
Elliott,	Newman,	Wilcox,
Gifford,	Norton,	H. G. Williams,
Goodrich,	Putnam,	J. A. Williams,
Harris,	Rowlson,	Woodard,
Holt,	Sanford,	Speaker, 54

## NAYS.

Mr. Brownell,	Mr. Ingersoll,	Mr. Walker,
Dusseau,	Jewell,	Walton,
Eaton,	L. Kendrick,	Ward,
Hubbard,	Plimpton,	Yawkey, 12

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 30, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to again transmit the following bill:

Senate manuscript bill, entitled

A bill to amend sections 1 and 3, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner," approved March 21, 1867,

To which the House made sundry amendments, in which the Senate refused to concur, and in which the House insist and ask a committee of conference;

And to inform the House that the Senate has appointed Senators Mills, Standish and Morton the committee on the part of the Senate, to confer with the committee already appointed by

the House, to consider the disagreement of the two Houses on the bill.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 30, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill to provide for the laying out and construction of a State road from the village of St. Louis, in the county of Gratiot, to the village of Newaygo, in Newaygo county, and to appropriate certain non-resident highway taxes for the improvement of the same,

And to inform the House that the Senate has amended the same by striking out in section 1, the words "village of Newaygo, in the," and inserting in place thereof the words "to the east line of;" also, by striking out in section 2, the words "and Newaygo," and inserting the word "and" between the words "Gratiot" and "Montcalm."

The Senate has also amended the title of the bill so as to read as follows:

"A bill to provide for laying out and constructing a State road from the western terminus of the St. Louis and Pine River State Road to the east line of the county of Newaygo, and to appropriate certain non-resident highway taxes for constructing the same;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has



ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Avery moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Smith,
Avery,	Ingersoll,	Snell,
Baxter,	F. G. Kendrick,	Stannard,
Beall,	Kingsley,	Stewart,
Blake,	Klein,	Stockbridge,
Bostwick,	Lane,	Swift,
Boynton,	Lee,	Thompson,
Cameron,	Lovell,	Vowles,
B. Clark,	Mandigo,	Wagner,
Cogshall,	Mason,	Walker,
Crane,	McKernan,	Walton,
Davis,	Mead,	Ward,
Doty,	Miles,	Weier,
Dusseau,	Miller,	Wendell,
Eck,	Millington,	Westover,
Gifford,	Mitchell,	White,
Goodrich,	Murray,	Wilcox,
Harris,	Newman,	H. G. Williams,
Horton,	Norton,	J. A. Williams,
Hubbard,	Purcell,	Speaker,
Huston,	Putnam,	

62

NAYS.

Mr. R. V. Briggs,	Mr. Sheldon,	Mr. Yawkey,
Eaton,		

4

On motion of Mr. Cogshall,

The House concurred in the amendments made to the title of the bill by the Senate.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

Senate joint resolution No. 4, entitled

Joint resolution asking the general government for the substitution of even for odd sections, in the appropriation of lands

to aid in the construction of wagon roads, to extend the time of construction, and to authorize the State to sell the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Rowison,
Blake,	Hutchinson,	Sheldon,
Bostwick,	Ingersoll,	Shier,
Boynton,	L. Kendrick,	Smith,
R. V. Briggs,	F. G. Kendrick,	Snell,
Brownell,	Kingsaley,	Stockbridge,
Cameron,	Klein,	Swift,
B. Clark,	Lane,	Thompson,
Cogshall,	Lee,	Vowles,
Crane,	Lovell,	Wagner,
Curry,	Mandigo,	Walker,
Davis,	Mead,	Walton,
Doty,	Miles,	Weier,
Dusseau,	Miller,	Westover,
Eaton,	Millington,	White,
Eck,	Mitchell,	Wilcox,
Elliott,	Murray,	H. D. Williams,
Gifford,	Newman,	Woodard,
Goodrich,	Plimpton,	Yawkey,
Horton,	Purcell,	Speaker, 60

## NAYS.

Mr. Stewart, 1

Mr. Swift moved to amend the title by striking out the word "even," and inserting the words "any vacant or unappropriated sections," in lieu thereof;

Which motion prevailed.

The title and preamble, as amended, were agreed to.

Senate bill No. 190, entitled

A bill to amend section 81, of chapter 58, of the revised statutes of 1846, relative to primary schools, the same being section 2324, of the compiled laws,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Walker moved that the further consideration of the bill be indefinitely postponed;

Which motion prevailed.

Senate bill No. 189, entitled

A bill to provide for the incorporation of savings associations,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Stockbridge moved to amend by striking out "ten," in line 4 of section 1, and inserting "twenty-five" in lieu thereof;

Which was not agreed to.

Mr. Slayton moved to amend as follows:

1. By inserting after the word "divide," in line 3 of section 15, "as aforesaid;"

2. By adding thereto two new sections to stand as sections 19 and 20 respectively, and to read as follows:

"Sec. 19. Whenever a deposit shall be made with any such association by or in the name of any minor, the treasurer may be directed by the trustees of such association to pay the same to such minor, or the person making such deposit, and the same shall be a valid payment.

"Sec. 20. The real estate which shall be lawful for any such association to purchase, hold and convey, shall be—

"1. Such as may be requisite for its accommodation, for the convenient transaction of its business;

"2. Such as shall be mortgaged to it in good faith, for money loaned in pursuance of this act;

"3. Such as shall have been purchased at sales upon judgments or decrees obtained or rendered for money so loaned; and no such association shall purchase, hold or convey real estate in any other case, or for any other purpose. And all such real estate as is described in the second and third subdivisions of this section, shall be sold by such association within five years after the same shall be vested in it by purchase or otherwise; and no such association shall directly or indirectly deal or trade in buying or selling any goods, wares or merchandise whatever, except in the cases where it is authorized to do so by the terms of this act, and also, except such personal

property as may be requisite for the accommodation and convenient transaction of its business;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sheldon,
Avery,	Ingersoll,	Sheir,
Baxter,	F. G. Kendrick,	Sickles,
Beal,	L. Kendrick,	Stannard,
Bostwick,	Kingsley,	Slayton,
Boynton,	Lane,	Snell,
Cameron,	Lee,	Stockbridge,
B. Clark,	Lovell,	Swift,
Crane,	Mandigo,	Thompson,
Crossman,	McCowen,	Vowles,
Curry,	McKernan,	Wagner,
Davis,	Mead,	Walker,
Doty,	Miles,	Walton,
Dusseau,	Millington,	Ward,
Eaton,	Mitchell,	Weier,
Eck,	Murray,	Westover,
Gay,	Newman,	Wilcox,
Gifford,	Norton,	J. A. Williams,
Goodrich,	Plimpton,	W. D. Williams,
Harris,	Putnam,	Woodard,
Horton,	Riopelle,	Yawkey,
Hubbard,	Shaw,	Speaker,
Huston,		

67

## NAYS.

Mr. R. V. Briggs,	Mr. Jewell,	Mr. Miles,
O. Clark,	Klein,	Smith,
Cogahall,	Mason,	White,
Elliott,		

10

Title agreed to.

On motion of Mr. Plimpton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 32, entitled

A bill to amend act No. 147, of session laws of 1865, being an act entitled "An act to amend section 17, of chapter 67,

being section 1961, of the compiled laws, relative to the rates of fare on short railroads,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Slayton moved to amend section 1, by striking out all of section 1, after the word "enact," in line 1, and inserting in lieu thereof, "That act No. 147, of the session laws of 1865, entitled 'An act to amend section 17, of chapter 67, being section 1961 of the compiled laws, relative to rates of fare on short railroads,' approved March 11, 1865, be amended so as to read as follows;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Riopelle,
Avery,	Ingersoll,	Sanford,
Baxter,	L. Kendrick,	Shaw,
Beall,	F. G. Kendrick,	Sheldon,
Bostwick,	Kingsley,	Shier,
Boynton,	Klein,	Sickels,
R. V. Briggs,	Lane,	Slayton,
Cameron,	Lee,	Snell,
B. Clark,	Lovell,	Stewart,
O. Clark,	Mandigo,	Swift,
Crane,	McCowen,	Vowles,
Crossman,	McKernan,	Walker,
Davis,	Mead,	Walton,
Doty,	Miles,	Ward,
Dusseau,	Millington,	Weier,
Eaton,	Mitchell,	H. G. Williams,
Eck,	Norton,	Woodard,
Gay,	Purcell,	Yawkey,
Goodrich,	Putnam,	56

#### NAYS.

Mr. Cogshall,	Mr. Murray,	Mr. J. A. Williams,
Curry,	Smith,	Speaker,
Elliott,	Stockbridge,	8

Title agreed to.

Senate bill No. 191, entitled

A bill to amend section 13, of chapter 58, of the revised statutes of A. D. 1846, the same being section 2146, of the compiled laws, relative to primary schools,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Riopelle,
Avery,	Horton,	Shaw,
Baxter,	Hubbard,	Sheldon,
Beall,	Hutchinson,	Shier,
Bostwick,	Ingersoll,	Slayton,
Bynnton,	F. G. Kendrick,	Smith,
R. V. Briggs,	Kingsley,	Snell,
Brownell,	Klein,	Stockbridge,
B. Clark,	Lee,	Swift,
O. Clark,	Lovell,	Vowles,
Cogshall,	Mandigo,	Wagner,
Crane,	McCowen,	Walker,
Crossman,	McKernan,	Walton,
Davis,	Mead,	Weier,
Doty,	Miles,	White,
Dusseau,	Millington,	Wilcox,
Eck,	Mitchell,	H. G. Williams,
Elliott,	Murray,	J. A. Williams,
Gay,	Newman,	W. D. Williams,
Gifford,	Norton,	Woodard,
Goodrich,	Putnam,	Speaker, 63

## NAYS.

Mr. Yawkey,

1

Title agreed to.

Senate bill No. 177, entitled

A bill to establish the rate of fees to be charged by the Auditor General, for furnishing transcripts, lists, abstracts and certificates,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Putnam,
Avery,	Horton,	Shaw,
Baxter,	Hubbard,	Sheldon,
Beall,	Huston,	Shier,
Bostwick,	Hutchinson,	Smith,

Boymton,	Ingersoll,	Snell,
R. V. Briggs,	L. Kendrick,	Stannard,
Cameron,	F. G. Kendrick,	Stewart,
B. Clark,	Kingsley,	Stockbridge,
Cogshall,	Lane,	Swift,
Crane,	Lovell,	Vowles,
Crossman,	Mandigo,	Walker,
Curry,	McCowen,	Walton,
Davis,	McKernan,	Weier,
Doty,	Mead,	Wendell,
Dusseau,	Miles,	White,
Eaton,	Miller,	Wilcox,
Eck,	Millington,	H. G. Williams,
Elliott,	Mitchell,	J. A. Williams,
Gay,	Murray,	W. D. Williams,
Goodrich,	Norton,	Yawkey,
Harris,	Purcell,	Speaker, 66

## NAYS.

Mr. Riopelle,

1

Title agreed to.

On motion of Mr. R. V. Briggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 193, entitled

A bill to provide for the purchase and payment of land in opening a highway in front of the State Prison at Jackson,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. J. A. Williams moved to strike out all after the enacting clause;

Which motion did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Huston,	Mr. Rowlson,
Baxter,	Ingersoll,	Sanford,
Boymton,	Lane,	Shaw,
Cogshall,	Lovell,	Shier,
Crossman,	Mason,	Slayton,
Curry,	McCowen,	Smith,
Doty,	McKernan,	Snell,
Eaton,	Mead,	Stockbridge,

Eck,	Miles,	Vowles,
Goodrich,	Miller,	Wagner,
Holt,	Mitchell,	H. G. Williams,
Horton,	Norton,	W. D. Williams,
Hubbard,	Putnam,	38

## NAYS.

Mr. Ashley,	Mr. Harris,	Mr. Stannard,
Beall,	Hutchinson,	Stewart,
Bostwick,	L. Kendrick,	Swift,
R. V. Briggs,	F. G. Kendrick,	Walker,
Brownell,	Kingsley,	Walton,
Cameron,	Lee,	Weier,
B. Clark,	Millington,	Wendell,
O. Clark,	Murray,	Westover,
Crane,	Newman,	White,
Davis,	Purcell,	Wilcox,
Dusseau,	Riopelle,	J. A. Williams,
Elliott,	Sheldon,	Woodard,
Gay,	Sickels,	Speaker, 39

Senate bill No. 165, entitled

A bill to protect vineyards in the State of Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. McCowen moved to lay the bill on the table;

Which motion did not prevail

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. F. G. Kendrick,	Mr. Sheldon,
Baxter,	Kingsley,	Sickels,
Brownell,	Klein,	Slayton,
Cameron,	Lane,	Snell,
B. Clark,	Lee,	Stewart,
O. Clark,	Lovell,	Swift,
Cogshall,	Mandigo,	Wagner,
Curry,	McKernan,	Walker,
Davis,	Mead,	Walton,
Doty,	Miles,	Weier,
Dusseau,	Millington,	White,
Eaton,	Mitchell,	Wilcox,
Eck,	Murray,	J. A. Williams,
Gay,	Newman,	W. D. Williams,



Goodrich,  
Ingersoll,

Purcell,  
Putnam,

Woodward,

47

NAYS.

Mr. Avery,  
Beall,  
Bostwick,  
R. V. Briggs,  
Crane,  
Crossman,  
Elliott,  
Harris,  
Holt,  
Horton,

Mr. Hubbard,  
Huston,  
Hutchinson,  
L. Kendrick,  
McCowen,  
Miller,  
Rowlson,  
Sanford,  
Shaw,

Mr. Shier,  
Smith,  
Stannard,  
Stockbridge,  
Vowles,  
Wendell,  
Westover,  
H. G. Williams,  
Speaker,

28

Senate bill No. 196, entitled

A bill to appropriate certain highway taxes for the improvement of the wagon road from the Saginaw river to Alma, in the county of Gratiot,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Baxter,  
Beall,  
Bostwick,  
Boynton,  
Cameron,  
B. Clark,  
Cogshall,  
Crane,  
Davis,  
Doty,  
Dussean,  
Eck,  
Goodrich,  
Harris,  
Hubbard,  
Huston,  
Hutchinson,

Mr. L. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
McCowen,  
Mead,  
Millington,  
Mitchell,  
Murray,  
Newman,  
Putnam,  
Rowlson,  
Shaw,  
Shier,  
Sickels,

Mr. Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Westover,  
White,  
Wilcox,  
J. A. Williams,  
W. D. Williams,  
Speaker,

52

NAYS.

0

Title agreed to.

On motion of Mr. Barnaby,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. White moved that the House adjourn;

Which motion did not prevail.

Senate bill No. 159, entitled

A bill to amend sections 1 and 6 of an act entitled "an act to amend sections 1, 3, 4, 5, 6 and 7 of an act entitled 'an act to incorporate the fire department of the city of Detroit,' approved February 14, 1840, and an act amendatory thereto, approved January 14, 1859," approved March 15, 1861,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### NAYS.

Mr. Ashley,	Mr. Huston,	Mr. Shier,
Baxter,	Hutchinson,	Sickels,
Boynton,	Ingersoll,	Slayton,
R. V. Briggs,	L. Kendrick,	Smith,
Brownell,	Kingsley,	Snell,
Cameron,	Klein,	Stewart,
B. Clark,	Lane,	Stockbridge,
O. Clark,	Lee,	Swift,
Cogshall,	Lovell,	Thompson,
Crane,	Mandigo,	Vowles,
Curry,	Millington,	Wagner,
Doty,	Mitchell,	Walker,
Dnsseau,	Murray,	Walton,
Eck,	Newman,	Weier,
Elliott,	Norton,	Wendell,
Gay,	Putnam,	Westover,
Goodrich,	Rowlson,	Wilcox,
Harris,	Shaw,	J. A. Williams,
Holt,	Sheldon,	Speaker,
Hubbard,		

58

#### NAYS.

0

Title agreed to.

On motion of Mr. R. V. Briggs,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to authorize the trustees of the village of Newaygo to cause said village to be re-surveyed and re-platted, and to provide for recording the same,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Sickels,
Baxter,	L. Kendrick,	Slayton,
Beall,	Kingsley,	Smith,
Blake,	Klein,	Snell,
Boynton,	Lane,	Stannard,
Brownell,	Lee,	Stewart,
Cameron,	Lovell,	Stockbridge,
B. Clark,	Mandigo,	Swift,
O. Clark,	McCowen,	Thompson,
Cogshall,	Mead,	Vowles,
Crane,	Miller,	Wagner,
Davis,	Millington,	Walker,
Doty,	Murray,	Walton,
Eck,	Newman,	Weier,
Elliott,	Norton,	Wendell,
Goodrich,	Putnam,	Westover,
Harris,	Rowlson,	Wilcox,
Holt,	Shaw,	W. D. Williams,
Hubbard,	Shier,	Speaker,
Huston,		

58

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 201, entitled

A bill to amend section 4, of act No. 35, of the session laws of 1867, entitled "an act to provide for the formation of street railway companies," approved March 5, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Sheldon,
Baxter,	Hutchinson,	Shier,
Beall,	Ingersoll,	Sickels,
Blake,	L. Kendrick,	Slayton,
R. V. Briggs,	Kingsley,	Smith,
Brownell,	Klein,	Snell,
Cameron,	Lane,	Stannard,
B. Clark,	Lee,	Stewart,

O. Clark,  
Cogshall,  
Crane,  
Curry,  
Davis,  
Doty,  
Dusseau,  
Eck,  
Elliott,  
Goodrich,  
Harris,  
Holt,  
Horton,  
Hubbard,

Lovell,  
Mandigo,  
McCowen,  
Mead,  
Miller,  
Millington,  
Mitchell,  
Murray,  
Newman,  
Norton,  
Putnam,  
Rowlson,  
Shaw,

Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Wendell,  
Wilcox,  
J. A. Williams,  
W. D. Williams,  
Speaker,

64

NAYS.

0

Title agreed to.

Mr. Brownell moved that the House adjourn;

Which motion did not prevail.

Senate bill No. 215, entitled

A bill to amend sections 32 and 33 of an act entitled "an act to provide for the incorporation of railroad companies," approved February 12, 1855, and section 45, of said act, as amended by section 5, of act No. 173, of the session laws of 1861, approved March 15, 1861,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Baxter,  
Beall,  
Blake,  
Boynton,  
Cameron,  
O. Clark,  
B. Clark,  
Cogshall,  
Crane,  
Curry,  
Davis,  
Dusseau,  
Elliott,  
Gay,

Mr. Hubbard,  
Huston,  
Hutchinson,  
Ingersoll,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lovell,  
McCowen,  
Mead,  
Millington,  
Mitchell,  
Murray,  
Putnam,

Mr. Sheldon,  
Shier,  
Sickels,  
Slayton,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Wendell,

Goodrich,  
Holt,  
Horton,

Rowlson,  
Shaw,

W. D. Williams,  
Speaker,

52

NAYS.

0

Title agreed to.

Mr. Lee moved that the House adjourn;

Which motion did not prevail.

Mr. Lee moved that there be a call of the House;

Which motion did not prevail.

Senate bill No. 220, entitled

A bill to amend section 4746 of the compiled laws, relating to proceedings against debtors by attachment,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Baxter,  
Beall,  
R. V. Briggs,  
Cameron,  
B. Clark,  
Crane,  
Doty,  
Dusseau,  
Eck,  
Elliott,  
Gay,  
Goodrich,  
Holt,  
Horton,  
Hutchinson,  
Ingersoll,

Mr. L. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Lovell,  
McCowen,  
Mead,  
Miller,  
Millington,  
Mitchell,  
Murray,  
Newman,  
Putnam,  
Rowlson,  
Sanford,  
Shaw,  
Sheldon,

Mr. Shier,  
Sickels,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Westover,  
J. A. Williams,  
W. D. Williams,  
Speaker, 51

## NAYS.

Mr. Boynton,

Mr. O. Clark,

2

Mr. Snell moved to amend the title by inserting after "laws," the words "the same being section 5, of chapter 114, of the revised statutes of 1846;"

Which motion prevailed.

The title, as amended, was agreed to.

Senate bill No. 219, entitled

A bill to amend section 5726 of the compiled laws, being section 16, of chapter 180, of said laws, relative to offenses against persons,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sickels,
Baxter,	Ingersoll,	Slayton,
Beall,	Kingsley,	Smith,
B. Clark,	Lovell.	Snell,
Cogshall,	Mason,	Stannard,
Crane,	McCowen,	Stockbridge,
Curry,	Mead,	Swift,
Davis,	Miller,	Vowles,
Doty,	Millington,	Wagner,
Dusseau,	Murray,	Walker,
Eck,	Putnam.	Wendell,
Elliott,	Rowlson,	H. G. Williams,
Goodrich,	Sanford,	J. A. Williams,
Holt,	Shaw,	W. D. Williams,
Hubbard,	Shier,	Speaker,
Huston,		

46

NAYS.

Mr. Boynton,	Mr. Lane,	Mr. Sheldon,
R. V. Briggs,	Lee,	Stewart,
Cameron,	Miles,	Weier,
O. Clark,	Mitchell,	Westover,
Gay,	Newman,	Wilcox,
L. Kendrick,		

16

Mr. Cameron moved to reconsider the vote by which the bill was last;

Which motion prevailed.

On motion of Mr. Cameron,

The bill was laid on the table.

On motion of Mr. McCowen,

The House adjourned until to-morrow morning at 9 o'clock.

*Lansing, Wednesday, March 31, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickox.

Roll called: quorum present.

REPORTS OF STANDING COMMITTEES.

By the committee on insurance:

The committee on insurance, to whom was referred Senate bill No. 199, entitled

A bill relative to the organization and powers of fire and marine insurance companies, transacting business within this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

N. S. BOYNTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Boynton,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

A bill to detach certain lands from the township of China, in the county of St. Clair, and attach the same to the township of East China, in said county,

Respectfully report they have had the same under consideration, made no amendment, and recommend its passage, and ask to be discharged from further consideration of the subject.

I. D. BEALL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Curry,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on elections:

The committee on elections, to whom was referred memorial of Orlando Newman, and other papers, relating to the contested seat of Israel A. Fancher; also: memorial of C. C. Dewey, and other papers, relating to the contested seat of John H. Hubbard; also: memorial of Philo Doty, and other papers, relating to the contested seat of Franklin L. Smith,

Respectfully report that as a method of getting the same on file with the records of this House, they recommend that they do lie on the table.

DAN'L L. CROSSMAN, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Blake,

The memorials were laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 30, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved, (the House concurring,) That the Secretary of the Senate and the Clerk of the House, in preparing indexes for the Senate and House journals, so arrange the same that every step taken with a bill, from its introduction to its final disposition, can be found by a reference to the index; also that the different subjects be each arranged under their proper heading, so that they may be found by a reference to the subject matter contained in the bills;*

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

On motion of Mr. Sanford,

The House concurred in the adoption of the resolution.



Mr. Purcell, by unanimous consent, moved to take from the table House bill No. 374, entitled

A bill to amend chapter 56, of the compiled laws, by adding six new sections thereto;

Which motion prevailed.

On motion of Mr. Purcell,

The bill was placed on the order of third reading.

Mr. Kingsley, by unanimous consent, moved to take from the table House manuscript bill, entitled

A bill to amend an act concerning churches and religious societies, establishing uniform rules for the acquisition, tenure, control and disposition of property conveyed or dedicated for religious purposes, and to repeal chapter 52, of the revised statutes, approved February 13, 1855;

Which motion prevailed.

On motion of Mr. Kingsley,

The bill was referred to the committee on the judiciary.

Mr. R. V. Briggs moved to reconsider the vote by which the House refused to pass Senate bill No. 165, entitled

A bill to protect vineyards in the State of Michigan;

Which motion prevailed.

On motion of Mr. R. V. Briggs,

The bill was recommitted to the committee on State affairs.

#### THIRD READING OF BILLS.

Senate bill No. 197, entitled

A bill making appropriations for the State Reform School, for the years 1869 and 1870,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Shier,
Avery,	Jewell,	Sickels,
Barnaby,	L. Kendrick,	Slayton,
Baxter,	F. G. Kendrick,	Smith,
Beall,	Kingsley,	Snell,
Blake,	Lane,	Stannard,
Bostwick,	Lee,	Stewart,

Boynton,	Lovell,	Stockbridge,
R. V. Briggs,	Mandigo,	Swift,
Brownell,	Mason,	Thompson,
Cameron,	McCowan,	Vowles,
B. Clark,	McKernan,	Wagner,
O. Clark,	Mead,	Walker,
Cogshall,	Miles,	Walton,
Crane,	Muller,	Ward,
Curry,	Millington,	Weier,
Davis,	Murray,	Wendell,
Doty,	Newman,	Westover,
Eaton,	Norton,	White,
Eck,	Plimpton,	Wilcox,
Gay,	Purcell,	H. G. Williams,
Gifford,	Putnam,	J. A. Williams,
Goodrich,	Riopelle,	W. D. Williams,
Holt,	Rowlson,	Woodard,
Horton,	Sanford,	Yawkey,
Hubbard,	Shaw,	Speaker,
Hutchinson,	Sheldon,	

80

## NAYS.

Mr. Dusseau,  
Elliott,

Mr. Harris,

Mr. Klein,

4

Title agreed to.

On motion of Mr. Sanford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 212, entitled

A bill to amend chapter 100 of the compiled laws, being chapter 76, of the revised statutes of 1846, by adding two new sections thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Boynton,

Mr. Huston,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,

Mr. Sanford,  
Shaw,  
Sheldon,  
Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,

R. V. Briggs,	Lane,	Stewart,
Brownell,	Lee,	Stockbridge,
B. Clark,	Lovell,	Swift,
O. Clark,	Mandigo,	Thompson,
Cogshall,	Mason,	Wagner,
Crane,	McCowen,	Walker,
Curry,	McKernan,	Walton,
Davis,	Mead,	Ward,
Doty,	Miles,	Weier,
Dusseau,	Miller,	Wendell,
Eaton,	Millington,	White,
Eck,	Newman,	Wilcox,
Elliott,	Norton,	H. G. Williams,
Gay,	Osborn,	J. A. Williams,
Gifford,	Plimpton,	W. D. Williams,
Goodrich,	Purcell,	Woodard,
Harris,	Putnam,	Yawkey,
Holt,	Riopelle,	Speaker,
Horton,	Rowlson,	
	NAYS.	80
		0

Title agreed to.

On motion of Mr. Riopelle,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 198, entitled

A bill to lay out and establish a State road from Angell's Landing, so called, on section twenty-eight, in township twenty-nine north, of range eight west, in the county of Antrim, to the center of township twenty-nine north, of range three west, in the county of Otsego,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Harris,	Mr. Sheldon,
Barnaby,	Holt,	Shier,
Baxter,	Horton,	Sickels,
Beall,	Hubbard,	Slayton,
Blake,	L. Kendrick,	Smith,
Bostwick,	F. G. Kendrick,	Snell,
Boynton,	Kingsley,	Stannard,
R. V. Briggs,	Lane,	Stewart,
Brownell,	Lee,	Stockbridge,

Cameron,	Lovell,	Swift,
B. Clark,	Mandigo,	Thompson,
O. Clark,	Mason,	Vowles,
Cogshall,	McCowen,	Wagner,
Crane,	McKernan,	Walker,
Crossman,	Miles,	Walton,
Curry,	Millington,	Ward,
Davis,	Mitchell,	Weier,
Doty,	Murray,	Wendell,
Dusseau,	Newman,	Westover,
Eaton,	Plimpton,	White,
Eck,	Purcell,	Wilcox,
Elliott,	Putnam	H. G. Williams,
Gay,	Rowlson,	W. D. Williams,
Gifford,	Sanford,	Yawkey,
Goodrich,	Shaw,	Speaker, 75

## NAYS.

Mr. Klein, Mr. Norton, Mr. J. A. Williams, 3

Title agreed to.

On motion of Mr. Miles,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill making appropriation for the completion of the Normal school building,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Putnam,
Avery,	Ingersoll,	Sanford,
Barnaby,	Jewell,	Shaw,
Baxter,	L. Kendrick,	Sheldon,
Blake,	F. G. Kendrick,	Shier,
Boynton,	Kingsley,	Sickels,
Brownell,	Klein,	Snell,
Cameron,	Lane,	Stockbridge,
B. Clark,	Lee,	Swift,
O. Clark,	Lovell,	Thompson,
Cogshall,	Mandigo,	Vowles,
Crane,	Mason,	Wagner,
Crossman,	McCowen,	Walker,
Curry,	McKernan,	Walton,
Dusseau,	Mead,	Ward,

Eck,  
Gay,  
Gifford,  
Goodrich,  
Harris,  
Holt,  
Horton,  
Hubbard,

Miles,  
Miller,  
Millington,  
Mitchell,  
Newman,  
Norton,  
Plimpton,

Weier,  
Wendell,  
Westover,  
W. D. Williams,  
Woodward,  
Yawkey,  
Speaker,

67

## NAYS.

Mr. Beall,  
Bostwick,  
R. V. Briggs,  
Davis,  
Doty,  
Eaton,

Mr. Elliott,  
Hutchinson,  
Purcell,  
Riopelle,  
Smith,

Mr. Stannard,  
Stewart,  
White,  
Wilcox,  
J A. Williams,

16

Title agreed to.

On motion of Mr. Blake,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 188, entitled

A bill making appropriations to pay the arrearages of the Michigan institution for educating the Deaf and Dumb, and the Blind, for the years 1867 and 1868, and for the support thereof for the years 1869 and 1870,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Blake,  
Bostwick,  
Boynton,  
Brownell,  
Cameron,  
B. Clark,  
Cogshall,  
Crane,  
Crossman,  
Curry,  
Doty,

Mr. Huston,  
Hutchinson,  
Ingersoll,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Lovell,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,

Mr. Shaw,  
Sheldon,  
Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,

Dusean,	Millington,	Ward,
Eaton,	Mitchell,	Weier,
Eck,	Newman,	Wendell,
Elliott,	Norton,	Westover,
Gay,	Plimpton,	White,
Gifford,	Putnam,	Wilcox,
Goodrich,	Riopelle,	W. D. Williams,
Holt,	Rowlson,	Yawkey,
Horton,	Sanford,	Speaker,
Hubbard,		

73

0

NAYS.

Title agreed to.

On motion of Mr. Thompson,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Sergeant-at-Arms announced the Private Secretary of the Governor, who transmitted to the House two messages from His Excellency the Governor, in writing.

#### MESSAGES FROM THE GOVERNOR.

By unanimous consent, the Speaker announced the following:

EXECUTIVE OFFICE, }  
Lansing, March 26, 1869. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to prevent the careless use of fire-arms;

Also,

An act to amend section 2 of an act entitled "An act to incorporate the Grand Lodge of Free and Accepted Masons of the State of Michigan," approved April 2d, 1849;

Also,

An act to organize the township of Hamlin, in the county of Eaton;

Also,

An act to amend section 1, of act No. 89, of the session laws of 1867, being an act entitled an act to amend sections 5, 10 and 24 of an act entitled "An act to authorize the formation of corporations for mining, smelting, or manufacturing iron, cop-

per, mineral coal, silver or other ores or minerals, and for other purposes," approved February 5th, 1853, being sections 1803, 1808 and 1822, of the compiled laws.

HENRY P. BALDWIN.

The message was laid on the table.

EXECUTIVE OFFICE, }  
Lansing, March 30, 1869. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act regulating the selection of lands appropriated for the construction of State roads in certain cases, and to provide for taxing the same;

Also,

An act to organize the county of Wexford, and the townships of Hanover, Wexford, Colfax and Springville, therein;

Also,

An act to organize the county of Benzie;

Also,

An act to legalize the action of the school inspectors of the township of Marathon, in Lapeer county, in organizing school district number six, in said township of Marathon;

Also,

An act to legalize the action of the board of supervisors of Ingham county, in discontinuing a certain piece of State road;

Also,

An act to amend sections 8, 35, 49 and 58 of an act entitled "an act to revise the charter of the city of Flint," approved March 20, 1867, being act No. 372, of the session laws of 1867;

Also,

An act to authorize the township of Cambridge, Lenawee county, to raise by tax, certain moneys for the relief of Andrew Ayers, late treasurer of said town;

Also,

An act to amend section 2435 and section 2463, of the compiled laws, relative to the payment of moneys, by purchasers of

the trust fund and swamp lands, to county treasurers, and the forfeiture and redemption of said lands;

Also,

An act to authorize the township of Watervliet to refund certain moneys advanced by George Parsons, in paying bounties, and to levy a tax therefor;

Also,

An act to amend an act entitled "An act to amend sections 4339, 4340, 4341 and 4342 of the compiled laws, in relation to the competency of witnesses and examination of parties in certain cases," approved March 11, 1861;

Also,

An act to amend section 2, of act No. 231, of the session laws of 1859, being an act to abolish the fees of clerks of the Supreme Court, approved February 15th, 1859;

Also,

An act to amend sections 12, 13, 14 and 15, of chapter 154, of the revised statutes of 1846, being sections 5756, 5757, 5758 and 5759, of chapter 181, of the compiled laws, entitled "of offenses against property;"

Also,

An act to amend section 7, of act No. 160, of the session laws of 1861, relative to proceedings against garnishees, and for other purposes, approved March 15, 1861;

Also,

An act to legalize the action of the board of drain commissioners of Lenawee county, in laying out and establishing certain county drains in said county;

Also,

An act to prevent the obstruction of the free passage of fish along the streams and inland rivers, by the interposition of fish weirs, weir dams or weir nets;

Also,

An act to change the name of the Agawam Mining Company;

Also,

An act to amend sections 1, 6, 11 and 20, of an act entitled



"an act to incorporate the village of Mt. Clemens," approved April 4, 1851;

Also,

An act to legalize the survey and replatting of the village of Marine City, county of St. Clair, made in the year 1865;

Also,

An act to enlarge the corporate limits and to re-incorporate the village of Union City, under a special charter;

Also,

An act to incorporate the village of Portland, in Ionia county;

Also,

An act to organize the township of Reynolds, in the county of Montcalm;

Also,

An act to authorize judges of probate of certain counties to appoint a register, and prescribing his duties and compensation;

Also,

An act to amend section 4531 of the compiled laws, being section 28, of chapter 134, relating to the action of ejectment;

Also,

An act to change the name of the plat and village of Crawville, in the county of Muskegon, to Fruitport;

Also,

An act to incorporate the village of Milford;

Also,

An act to incorporate the village of Leslie;

Also,

An act to incorporate the city of Lapeer;

Also,

An act to amend an act entitled "An act to amend an act entitled an act to incorporate the village of Tecumseh, being act No. 84, of the session laws of 1859," approved February 9, 1859;

Also,

Joint resolution to forfeit the lands granted to the Mar-

quette and Ontonagan railroad company, and to confer the said grant of lands upon some other company;

Also,

Joint resolution providing that the swamp land grants for roads in the Upper Peninsula, may be used for the construction of road-beds for tram, train or railroads;

Also,

Joint resolution asking Congress for an appropriation of money to improve Portage Lake and river, in Houghton county;

Also,

Joint resolution in relation to the claim of the State against E. H. Hazelton & Co.;

Also,

Joint resolution to legalize the action of certain commissioners in laying out a certain road in town two south, and nine east, in the State of Michigan, as provided by act No. 507, of the session laws of 1867.

HENRY P. BALDWIN.

The message was laid on the table.

By unanimous consent, the following report was submitted:

The joint committee of conference, to whom was referred Senate manuscript bill, entitled

. A bill to amend sections 1 and 3, of act No. 76, of the session laws of 1867, being "An act entitled an act to provide for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner," approved March 21, 1867,

Beg leave to report that they have had the same under consideration, and have directed me to report that they have been unable to agree, and recommend the appointment of another joint committee, and ask to be discharged from the further consideration of the subject.

A. CAMERON,

*Chairman House Committee.*

CHARLES B. MILLS,

*Chairman Senate Committee.*

Report accepted and committee discharged.

On motion of Mr. Huston,

The recommendation of the committee was concurred in.

The Speaker announced as the new committee of conference on the part of the House, Messrs. Huston, Swift, Lane, Bostwick and Kingsley.

Senate bill No. 223, entitled

A bill making appropriations for completing and furnishing the buildings and improving the grounds of the Michigan Institution for educating the Deaf and Dumb, and the Blind, and for purchasing machinery, tools and stock, and to pay foremen of shop of the same,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Miles moved to amend, by inserting after the word "pupils," in line 7, of section 1, the words "and the further sum of \$3,000 for fencing, grading, and making road;"

Which was agreed to.

Mr. Harris moved to further amend, by striking out "sixty," before "thousand," in line 4, of section one, and inserting "forty-five," in lieu thereof.

Mr. Mead demanded the previous question;

The demand was withdrawn.

Mr. Walker renewed the demand for the previous question;

The demand was seconded.

The question being, "Shall the main question be now put?"

The main question was not ordered.

Mr. Crossman demanded the yeas and nays on the amendment;

The demand was seconded, and the amendment was not agreed to, by yeas and nays, as follows:

YEAS.

Beall,  
Bostwick,  
R. V. Briggs,  
B. Clark,

Mr. Hubbard,  
Hurlbut,  
Hutchinson,  
Jewell,

Mr. Shaw,  
Sheldon,  
Shier,  
Slayton,

O. Clark,  
Crane,  
Crossman,  
Davis,  
Dusseau,  
Eck,  
Elliott,  
Gifford,  
Goodrich,  
Harris,

L. Kendrick,  
F. G. Kendrick,  
Klein,  
Lovell,  
Millington,  
Murray,  
Newman,  
Norton,  
Osborn,  
Purcell,

Snell,  
Stewart,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
White,  
J. A. Williams,  
W. D. Williams,

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## NAYS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Blake,  
Boynton,  
Brownell,  
Cameron,  
Cogshall,  
Curry,  
Doty,  
Eaton,  
Gay,  
Holt,  
Horton,

Mr. Huston,  
Ingersoll,  
Kingsley,  
Lane,  
Lee,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Mitchell,  
Plimpton,  
Putnam,  
Riopelle,

Mr. Rowson,  
Sanford,  
Sickels,  
Smith,  
Stannard,  
Stockbridge,  
Swift,  
Thompson,  
Weier,  
Wendell,  
Westover,  
Wilcox,  
H. G. Williams,  
Yawkey,  
Speaker,

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Mr. Boynton moved to farther amend by striking out in lines 1 and 2, of section 1, the words "front building," and inserting "buildings" in lieu thereof;

Which was agreed to.

Mr. Holt moved to strike out the word "two," where it occurs in lines 2 and 3, of section 2;

Which was agreed to.

Mr. Millington moved to further amend by striking out "fifteen," in line 8 of section 1, and inserting "five" in lieu thereof; also, by striking out "eighty," where it occurs in lines 2 and 3 of section 2, and inserting "seventy" in lieu thereof;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Rowilson,
Avery,	Hurlbut,	Sanford,
Barnaby,	Huston,	Sheldon,
Baxter,	Hutchinson,	Shier,
Beall,	Ingersoll,	Sickels,
Blake,	L. Kendrick,	Slayton,
Bostwick,	F. G. Kendrick,	Smith,
Boynton,	Kingsley,	Snell,
R. V. Briggs,	Klein,	Stannard,
Brownell,	Lane,	Stockbridge,
Cameron,	Lee,	Swift,
B. Clark,	Lovell,	Thompson,
Cogahall,	Mason,	Vowles,
Crane,	McCowen,	Wagner,
Crossman,	McKernan,	Walker,
Curry,	Mead,	Ward,
Doty,	Miles,	Weier,
Dusseau,	Miller,	Wendell,
Eaton,	Mitchell,	Westover,
Elliott,	Newman,	Wilcox,
Gay,	Norton,	H. G. Williams,
Gifford,	Osborn,	W. D. Williams,
Goodrich,	Plimpton,	Woodard,
Harris,	Purcell,	Yawkey,
Holt,	Putnam,	Speaker,
Horton,	Riopelle,	

77

## NAYS.

Mr. O. Clark,	Mr. Millington,	Mr. Walton,
Davis,	Murray,	White,
Eck,	Shaw,	J. A. Williams,
Jewell,	Stewart,	

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Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Barnaby, by unanimous consent, moved to take from the table House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon;

Which motion prevailed.

The question being upon concurring in the amendments made to the bill by the Senate,

Mr. Holt moved that the House concur in the amendments made to the bill by the Senate, except that inserting after the word "from," in line 9, section 18, the words "the personal property, together with."

Mr. Baxter demanded the previous question;

The demand was seconded, and the main question ordered.

The motion to concur did not prevail, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Boynton,  
Cameron,  
B. Clark,  
O. Clark,  
Crossman,  
Gifford,

Mr. Holt,  
Hubbard,  
Huston,  
Kingsley,  
Lane,  
Lovell,  
McCowen,  
McKernan,  
Mead,  
Miller,  
Norton,  
Osborn,  
Putnam,

Mr. Rowleson,  
Sanford,  
Sheldon,  
Smith,  
Snell,  
Stockbridge,  
Swift,  
Thompson,  
Ward,  
Wendell,  
Woodard,  
Yawkey,

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## NAYS.

Mr. R. V. Briggs,  
Brownell,  
Cogshall,  
Crane,  
Curry,  
Davis,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Goodrich,  
Harris,  
Hurlbut,  
Hutchinson,

Mr. Ingersoll,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Klein,  
Mason,  
Miles,  
Millington,  
Mitchell,  
Murray,  
Murray,  
Purcell,  
Riopelle,  
Shaw,  
Shier,  
Sickels,

Mr. Slayton,  
Stannard,  
Stewart,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Westover,  
White,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Yawkey,

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Pending the announcement of the vote,

Mr. Osborn moved that Mr. Mason be excused from voting;

Which motion did not prevail.

Mr. Mason then voted as recorded above.

Mr. Ingersoll moved to reconsider the vote by which the House refused to concur in the amendments made to the bill by the Senate;

Which motion was withdrawn.

Mr. Holt moved to concur in the amendment made to the bill by the Senate, inserting after the word "from," in line 9, section 18, the words "the personal property, together with;"

Which motion did not prevail, by yeas and nays, as follows:

# YEAS.

Mr. Purcell,	Mr. Slayton,	Mr. Thompson,	3
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# NAYS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sheldon,	
Avery,	Hurlbut,	Shier,	
Barnaby,	Huston,	Sickels,	
Baxter,	Hutchinson,	Smith,	
Beall,	Ingersoll,	Snell,	
Blake,	Jewell,	Stannard,	
Bostwick,	L. Kendrick,	Stewart,	
R. V. Briggs,	F. G. Kendrick,	Stockbridge,	
Brownell,	Kingsley,	Swift,	
Cameron,	Lane,	Vowles,	
B. Clark,	McCowen,	Wagner,	
O. Clark,	McKernan,	Walker,	
Cogshall,	Miller,	Walton,	
Crane,	Millington,	Ward,	
Curry,	Mitchell,	Weier,	
Davis,	Murray,	Wendell,	
Doty,	Newman,	White,	
Dusseau,	Norton,	Wilcox,	
Eaton,	Plimpton,	H. G. Williams,	
Eck,	Putnam,	J. A. Williams,	
Gay,	Riopelle,	W. D. Williams,	
Gifford,	Rowlson,	Woodard,	
Goodrich,	Sanford,	Yawkey,	
Harris,	Shaw,	Speaker,	72

Mr. Hutchinson moved to reconsider the vote by which the House refused to concur;

Which motion did not prevail.

## COMMUNICATIONS FROM STATE OFFICERS.

The Speaker, by unanimous consent, announced the following:

AUDITOR GENERAL'S OFFICE, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives of the State of Michigan:*

SIR—In a discussion which took place on the floor of the House of Representatives, Friday, March 26th, 1869, the Hon. Cyrus Miles, of St. Clair county, made use of the following language:

“If gentlemen here could go to the Auditor General's office and find out the condition of the account of their own county, they could do more than he could. He had been *several times* to that office, and could not find out anything reliable in regard to his own county's accounts.”

In regard to which I desire to state that two days previous to his making the above quoted statement, he had been furnished from this office and at his request, correct copies of the annual statements made, as required by law, to the clerk of St. Clair county for the years 1864, 1865, 1866, 1867 and 1868; that said statements of the condition of the account between the State and the county of St. Clair are the only statements as to the condition of said account that Mr. Miles has asked for, at this office, during the present session of the Legislature, and that he called for those *once, and only once*.

Very respectfully,

WM. HUMPHREY,

*Auditor General.*

The message was laid on the table.

The Speaker also announced the following:

AUDITOR GENERAL'S OFFICE, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives of the State of Michigan:*

SIR—The accompanying statement of “the expense consequent upon conducting and carrying on the Auditor General's



office of this State, for the years 1867 and 1868," made in compliance with a resolution adopted by the House of Representatives, March 11th, 1869, is respectfully submitted.

WM. HUMPHREY,  
Auditor General.

The following is the statement:

*STATEMENT of "the expenses consequent upon conducting and carrying on the Auditor General's office for the years 1867 and 1868."*

Office expenses.	1867.	1868.
Paid employes, .....	\$20,867 07	\$22,580 63
postage, .....	422 13	449 03
stationery, .....	1,061 56	1,048 10
printing, .....	350 15	559 67
abstracts from U. S. Land Office .....	324 93	272 52
binding, .....	370 63	1,028 80
office fixtures, .....		44 75
	<u>\$23,396 47</u>	<u>\$25,983 50</u>

EXPENSES ON ACCOUNT OF COUNTIES.

Paid advertising tax sales, .....	\$15,193 56	\$16,015 32
stationery, (blanks).....	2,226 19	1,147 50
printing, " .....	1,758 80	1,610 50
binding, " .....	490 04	571 22
express charges, .....	87 60	20 05
	<u>\$19,756 19</u>	<u>\$19,364 59</u>

The communication was laid on the table.

MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return to the Senate, House manuscript bill, entitled

A bill to change the name of Eva E. Strong to Rebecca Barnes, and to constitute her heir-at-law of Henry S. Barnes, and Mary Barnes.

Very respectfully,

HENRY S. SLEEPER,  
Secretary of the Senate.

On motion of Mr. Sanford,

The bill was taken from the table, and the Clerk was instructed to return the same to the Senate.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to inform the House that the Senate has appointed Senators Standish, Ward and Jenks, as a second committee of conference, to act with the committee appointed by the House to consider the continued disagreement of the two Houses on Senate manuscript bill, entitled

A bill to amend sections 1 and 3, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner to be known as the Swamp Land State Road Commissioner," approved March 21, 1867.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return to the Senate, House bill No. 337, entitled

A bill to re-incorporate the village of Galesburgh.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

By unanimous consent, the committee on engrossment and enrollment submitted the following:

The committee on engrossment and enrollment, to whom was referred House bill No. 337, entitled

A bill to re-incorporate the village of Galesburgh,

Have directed me to report the same back without action.

E. M. MASON, *Chairman.*

On motion of Mr. Cameron,

The Clerk was instructed to return the bill to the Senate.

On motion of Mr. Sanford,

The House took a recess until half-past two o'clock, this afternoon.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

By unanimous consent, the committee on local taxation submitted the following report:

The committee on local taxation, to whom was referred Senate manuscript bill, entitled

A bill to repeal an act to legalize the tax rolls of the township of Adams, in the county of Houghton, for the years 1867 and 1868, approved January 20, 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

JNO. AVERY, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. McKernan,

The bill was laid on the table.

Mr. Baxter moved to take from the table Senate bill No. 135, entitled

A bill to provide for the purchase of books for the State Library;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Boynton,  
Cameron,  
B. Clark,  
Cogshall,  
Crossman,  
Dusseau,  
Gay,  
Holt,  
Hunt,  
Hurlbut,  
Huston,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lovell,

Mr. Mandigo,  
Mason,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Mitchell,  
Newman,  
Norton,  
Osborn,  
Plimpton,  
Putnam,  
Riopelle,  
Rowlson,  
Sanford,  
Shaw,  
Sheldon,

Mr. Sickels,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

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## NAYS.

Mr. Beall,  
Bostwick,  
R. V. Briggs,  
Brownell,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Eck,

Mr. Elliott,  
Goodrich,  
Harris,  
Horton,  
Hutchinson,  
Jewell,  
L. Kendrick,  
Klein,  
Millington,

Mr. Murray,  
Purcell,  
Shier,  
Wendell,  
Westover,  
White,  
Wilcox,  
J. A. Williams,  
Woodard, 27

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Mead,

The House took up the order of

## MOTIONS AND RESOLUTIONS.

Mr. Slayton moved to take from the table House joint resolution No. 4, entitled

A bill proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of judges of the circuit court;

Which motion prevailed.

The question being upon concurring in the substitute adopted for the joint resolution by the Senate,

The substitute was not concurred in, by yeas and nays, as follows:

## YEAS.

Mr. Baxter,	Mr. Miles,	Mr. Stannard,
Boynton,	Miller,	Stewart,
R. V. Briggs,	Mitchell,	Stockbridge,
O. Clark,	Norton,	Swift,
Eaton,	Plimpton,	Thompson,
Gay,	Purcell,	Vowles,
Gifford,	Putnam,	Ward,
Holt,	Riopelle,	Weier,
Huston,	Rowlson,	Westover,
F. G. Kendrick,	Shaw,	H. G. Williams,
Lane,	Shier,	W. D. Williams,
Lovell,	Sickels,	Woodard,
McCowan,	Slayton,	Yawkey,
McKernan,	Smith,	Speaker,
Mead,	Snell,	

44

## NAYS.

Mr. Ashley,	Mr. Dusseau,	Mr. Mandigo,
Avery,	Eck,	Mason,
Barnaby,	Elliott,	Millington,
Beall,	Goodrich,	Murray,
Bostwick,	Harris,	Sanford,
Brownell,	Horton,	Sheldon,
Cameron,	Hubbard,	Wagner,
B. Clark,	Hunt,	Walker,
Cogshall,	Hurlbut,	Walton,
Crane,	Hutchinson,	Wendell,
Crossman,	Jewell,	White,
Davis,	L. Kendrick,	Wilcox,
Doty,	Kingsley,	J. A. Williams,

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Mr. Baxter moved to take from the table the substitute for House bill No. 113, entitled

A bill to provide for an appeal from the board of school inspectors to the township board;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Baxter moved to amend by inserting after "township board," wherever the same occurs in the bill, the words "or boards;" also, by striking out all after the word "situated," in line 7, up to and including "situated," in the same line, and by inserting in lieu thereof the following: "And in case of fractional school districts, such appeals shall be made to the several township boards of the several townships, in which the different parts of said fractional school districts are situated;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Sanford,
Avery,	Huston,	Sheldon,
Barnaby,	F. G. Kendrick,	Shier,
Baxter,	Kingale, ,	Sickels,
Beall,	Klein,	Slayton,
Bostwick,	Lane,	Smith,
Cameron,	Lovell,	Snell,
B. Clark,	Mandigo,	Stannard,
O. Clark,	Mason,	Stockbridge,
Cogshall,	McKernan,	Swift,
Crane,	Mead,	Vowles,
Crossman,	Miles,	Wagner,
Davis,	Miller,	Walker,
Doty,	Millington,	Walton,
Dusseau,	Mitchell,	Ward,
Eck,	Murray,	Weier,
Gay,	Norton,	Wilcox,
Gifford,	Osborn,	H. G. Williams,
Goodrich,	Purcell,	J. A. Williams,
Hubbard,	Riopelle,	W. D. Williams,
Hunt,	Rowlson,	Woodard, 63

#### NAYS.

Boynton,	Mr. Hutchinson,	Mr. Shaw,
R. V. Briggs,	Jewell,	Stewart,
Brownell,	L. Kendrick,	Wendell,
Eaton,	McCowen,	White,
Elliott,	Plimpton,	Speaker,
Holt,	Putnam,	

Title agreed to.

Mr. B. Clark moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

Mr. Osborn moved to reconsider the vote by which the House concurred in the adoption of the Senate substitute for House bill 75, being

A bill to repeal an act "entitled an act to incorporate the public schools of the village of Hudson;"

Which motion prevailed.

The bill was laid on the table.

MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 279, entitled

A bill to amend an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, as amended by several acts amendatory thereof,

And to inform the House that the Senate has amended the same as follows:

1. By striking out in section 2, chapter 2, the words "a sealer of weights and measures," "and who shall receive the same compensation as the chief clerk in the office of receiver of taxes, and the assistant clerk of the recorder's court;" and also the words "a marshal and one or more assistant marshals," wherever they occur in said section;

2. By striking out in section 37, chapter 8, all after the word "fund," in line 10;

In the passage of which, as thus amended, the Senate has concurred, by a majority vote of all the Senators elect, and has

ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Purcell moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Goodrich,	Mr. Sanford,
Barnaby,	Holt,	Shaw,
Baxter,	Horton,	Sheldon,
Beall,	Hunt,	Sickels,
Blake,	Hurlbut,	Slayton,
Bostwick,	Hutchinson,	Smith,
Boynton,	Jewell,	Snell,
R. V. Briggs,	L. Kendrick,	Stannard,
Brownell,	F. G. Kendrick,	Stewart,
Cameron,	Kingale,	Stockbridge,
B. Clark,	Klein,	Swift,
O. Clark,	Lane,	Thompson,
Cogshall,	Lee,	Vowles,
Crane,	Lovell,	Wagner,
Crossman,	McCowen,	Walker,
Curry,	McKernan,	Ward,
Davis,	Mead,	Weier,
Dussseau,	Miles,	Wendell,
Eaton,	Miller,	Wilcox,
Eck,	Millington,	H. G. Williams,
Elliott,	Norton,	W. D. Williams,
Gay,	Purcell,	Speaker,
Gifford,	Putnam,	

68

NAYS.

Mr. Plimpton, 1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to re-transmit the following bill:



Senate bill No. 32, entitled

A bill to amend act No. 147, of session laws of 1865, being an act entitled "an act to amend section 17, of chapter 67, being section 1961, of the compiled laws, relative to the rates of fare on short railroads,"

To which the House made sundry amendments;

And to inform the House that the Senate has concurred in the first and fourth amendments made by the House, and has non-concurred in the second and third amendments, which are as follows:

2. In line 30, section 1, by inserting between the words "connection" and "and," the words "and to run the cars over the road of any other railroad company."

3. In line 34, of section 1, by inserting between the words "thereof" and "the," the words "or for running the cars of one company on the road of another."

Very respectfully,

HENRY S. SLEEPER.

*Secretary of the Senate.*

Mr. Mead moved that the House recede from the amendments named;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Horton,	Mr. Sheldon,
Barnaby,	Hunt,	Shier,
Baxter,	Hutchinson,	Sickels,
Blake,	Jewell,	Slayton,
R. V. Briggs,	L. Kendrick,	Smith,
Brownell,	F. G. Kendrick,	Snell,
Cameron,	Kingsley,	Stannard,
B. Clark,	Klein,	Stewart,
O. Clark,	Lovell,	Stockbridge,
Crane,	Mandigo,	Swift,
Crossman,	McCowen,	Thompson,
Curry,	McKernan,	Vowles,
Davis,	Mead,	Wagner,
Doty,	Millington,	Walker,
Eck,	Norton,	Ward,
Elliott,	Osborn,	Wilcox,

Gay,  
Gifford,  
Goodrich,  
Harris,  
Holt,

Putnam,  
Riopelle,  
Rowlson,  
Sanford,  
Shaw,

H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker,

62

## NAYS.

Mr. Bostwick,  
Dussean,

Mr. Eaton,  
Lane,

Mr. Plimpton,

5

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-transmit the following bill:

Senate bill No. 189, entitled

A bill to provide for the incorporation of savings associations,  
To which the House made sundry amendments;

And to inform the House that the Senate has concurred in the amendments, except the amendment inserting in line 3, section 6, after the word "banking," the words "with the funds of depositors;"

In which amendment the Senate does not concur.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Slayton moved that the House recede from the amendment made;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Avery,  
Barnaby,  
Baxter,  
Blake,  
Bostwick,  
B. Clark,  
O. Clark,  
Crane,  
Crossman,  
Curry,

Mr. Hunt,  
Hurlbut,  
Hutchinson,  
Jewell,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lovell,  
Mandigo,

Mr. Sicals,  
Slayton,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,

Davis,	McCowan,	Walker,	
Doty,	McKernan,	Walton,	
Dussean,	Mead,	Ward,	
Eaton,	Murray,	Weir,	
Eck,	Osborn,	Wendell,	
Elliott,	Putnam,	Wilcox,	
Gay,	Riopelle,	H. G. Williams,	
Gifford,	Rowlson,	W. D. Williams,	
Goodrich,	Sanford,	Yawkey,	
Harris,	Shaw,	Speaker,	
Holt,	Sheldon,		62:

NAYS.

Mr. Miles,

1

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 322, entitled

A bill to provide for joint stock companies, for the purpose of owning and maintaining skating parks or rinks;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

Senate joint resolution No. 10, entitled

Joint resolution making an appropriation of one thousand dollars for engrossing a roll of honor, on parchment, and for-

binding the same for State Library, and the original for Adjutant General's office,

Which the House has amended by adding the following resolution thereto:

*Resolved*, That the Governor be and he is hereby authorized and empowered to cause to be executed and delivered to each and every honorably discharged Michigan soldier or sailor, who served during the late war in the army or navy of the United States, or to his heirs or representatives, a suitably engraved testimonial certificate of the regard in which his services are held by the people of Michigan, such certificate to bear the *fac simile* signatures of the Governor and Adjutant General of the State, with the representation of the Great Seal thereof, and to be illustrated with suitable emblems, devices and descriptions; the expense for such certificates to be paid from the State military fund, upon the requisition of the Adjutant General, approved by the Governor;"

Also the title, so as to read as follows:

"Joint resolution making an appropriation of one thousand dollars for engrossing a roll of honor, on parchment, and for binding the same for the State Library, and the original for the Adjutant General's office, and authorizing the Governor to issue testimonial certificates to honorably discharged Michigan soldiers and sailors;"

And to inform the House that the Senate does not concur in said amendments.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Avery moved that the House recede from its amendments;

Which motion did not prevail, by yeas and nays, as follows:

YEAS.

Mr. Avery,  
Bostwick,  
R. V. Briggs,  
B. Clark,  
Crane,

Mr. Hutchinson,  
Klein,  
Mandigo,  
McKernan,  
Miles,

Mr. Snell,  
Stewart,  
Swift,  
Vowles,  
Walton,

Crossman,  
Curry,  
Davis,  
Doty,  
Eck,  
Elliott,  
Holt,  
Hurlbut,

Miller,  
Murray,  
Newman,  
Norton,  
Putnam,  
Sanford,  
Sickels,  
Slayton,

Ward,  
Weier,  
Wendell,  
Westover,  
J. A. Williams,  
W. D. Williams,  
Speaker,

38

## NAYS.

Mr. Barnaby,  
Blake,  
Brownell,  
O. Clark,  
Cogshall,  
Dussean,  
Eaton,  
Gay,  
Horton,  
Hubbard,  
Hunt,

Mr. Huston,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lovell,  
McCowen,  
Osborn,  
Purcell,

Mr. Rowson,  
Sheldon,  
Shier,  
Smith,  
Stannard,  
Stockbridge,  
Wagner,  
Walker,  
H. G. Williams,  
Yawkey,

31

Mr. Cogshall moved to reconsider the vote by which the House refused to recede.

Mr. L. Kendrick moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider, then prevailed.

The question then recurring upon the motion that the House recede from its amendments,

The motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Baxter,  
Beall,  
Bostwick,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,

Mr. Goodrich,  
Harris,  
Holt,  
Hurlbut,  
Huston,  
Hutchinson,  
Kingsley,  
Klein,  
McKernan,  
Mead,  
Miles,  
Miller,

Mr. Sheldon,  
Shier,  
Sickels,  
Slayton,  
Snell,  
Stockbridge,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,

Crossman,  
Curry,  
Davis,  
Doty,  
Dusseau,  
Eck,  
Elliott,  
Gay,

Mitchell,  
Murray,  
Newman,  
Norton,  
Putnam,  
Riopelle,  
Sanford,

Wendell,  
Westover,  
Wilcox,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker,

58

## NAYS.

Mr. Blake,  
Boynton,  
Eaton,  
Horton,  
Hubbard,  
Hunt,  
Jewell,

Mr. L. Kendrick,  
F. G. Kendrick,  
Lane,  
Lovell,  
McCowen,  
Osborn,

Mr. Purcell,  
Rowlson,  
Smith,  
Stannard,  
Swift,  
Woodard,

19

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved by the House of Representatives, (the Senate concurring,) That a vote of thanks be and they are hereby tendered to General F. Palmer, Quarter Master General and agent of the State of Michigan, for the services he has rendered the State, in procuring the allowance by the War Department at Washington, the sum of \$343,696 98, the same being a suspended and disallowed account on the part of the General Government, as charged by the State of Michigan for expenses in furnishing troops, and expenses incurred during the late rebellion;*

In the passage of which the Senate has concurred.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 332, entitled

A bill to define certain offenses affecting railroads, and to provide punishment for the same,

And to inform the House that the Senate has amended the same by striking out in line 1, section 3, the word “unlawfully,” and inserting in place thereof the words “willfully and maliciously;”

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Brownell moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Riopelle,
Avery,	Hurlbut,	Shaw,
Barnaby,	Hutchinson,	Sheldon,
Beall,	Jewell,	Shier,
Blake,	F. G. Kendrick,	Sickels,
Bostwick,	Kingsley,	Slayton,
Brownell,	Klein,	Smith,
Cameron,	Lane,	Stannard,
B. Clark,	Lee,	Stewart,
O. Clark,	Lovell,	Stockbridge,
Cogshall,	Mandigo,	Swift,
Crane,	McCowen,	Vowles,
Curry,	McKernan,	Wagner,
Davis,	Miles,	Walker,
Doty,	Miller,	Walton,
Dusseau,	Millington,	Ward,
Eck,	Murray,	Westover,
Elliott,	Newman,	Wilcox,
Gay,	Norton,	H. G. Williams,

Goodrich,  
Harris,  
Holt,

Osborn,  
Purcell,  
Putnam,

J. A. Williams,  
Woodard,  
Speaker, 66

NAYS.

Mr. Boynton,  
R. V. Briggs,

Mr. Eaton,

Mr. Hunt,

4

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 222, entitled

A bill providing for a board of commissioners who shall be authorized to procure plans and specifications for a State House;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Miles,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Stockbridge moved to take from the table Senate bill No. 47, entitled

A bill to collect, compile, and reprint the general laws of the State;

Which motion prevailed.

Mr. Boynton moved that the further consideration of the bill be indefinitely postponed;

Which motion prevailed.

Mr. Cogshall moved to take from the table Senate bill No. 116, entitled



A bill to protect females from insult;

Which motion did not prevail.

Mr. Dusseau moved to take from the table Senate bill No. 72, entitled

A bill to prevent the destruction of muskrats and muskrat Houses, in the marshes along the shore of Lakes Erie, St. Clair, Huron and Michigan;

Which motion prevailed.

On motion of Mr. Stockbridge,

The bill was referred to the committee on the judiciary.

Mr. Cameron moved to take from the table Senate bill No. 219, entitled

A bill to amend section 5726 of the compiled laws, being section 16, of chapter 180 of said laws, relative to offenses against persons;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Riopelle,
Avery,	Hutchinson,	Sanford,
Barnaby,	Jewell,	Shaw,
Baxter,	L. Kendrick,	Sheldon,
Beall,	F. G. Kendrick,	Slayton,
Blake,	Kingsley,	Snell,
Bostwick,	Klein,	Stewart,
Boynton,	Lane,	Stockbridge,
R. V. Briggs,	Lovell,	Swift,
Brownell,	McCowen,	Vowles,
Cameron,	McKernan,	Wagner,
B. Clark,	Mead,	Walker,
O. Clark,	Miles,	Walton,
Cogshall,	Millington,	Wendell,
Curry,	Mitchell,	Wilcox,
Davis,	Murray,	H. G. Williams,
Doty,	Newman,	J. A. Williams,
Eck,	Norton,	W. D. Williams,
Gifford,	Osborn,	Woodard,

Goodrich,  
Harris,  
Holt,

Purcell,  
Putnam,

Yawkey,  
Speaker,

64

### NAYS.

Mr. Dusseau,

1

Title agreed to.

Mr. Crane moved to take from the table House bill No. 206, entitled

A bill to amend sections 2 and 3, of act No. 115, of session laws of 1861, entitled "an act to amend chapter 23 of the compiled laws, relative to obstructions and encroachments of highways;"

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. R. V. Briggs moved to amend by inserting after the word "fence," in line 2, of section 2, the word "building;"

Mr. Miller moved that the further consideration of the bill be indefinitely postponed;

Which motion did not prevail.

The amendment was not agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

### YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,  
Davis,  
Doty,  
Dusseau,  
Eck,  
Gay,

Mr. Holt,  
Hubbard,  
Hurlbut,  
Hutchinson,  
Jewell,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lovell,  
McKernan,  
Miles,  
Millington,  
Mitchell,  
Murray,  
Newman,

Mr. Norton,  
Osborn,  
Plimpton,  
Purcell,  
Putnam,  
Riopelle,  
Shaw,  
Slayton,  
Vowles,  
Walton,  
Ward,  
Wilcox,  
H. G. Williams,  
W. D. Williams,  
Woodard,

46

## NAYS.

Mr. Boynton,	Mr. Klein,	Mr. Stewart,
R. V. Briggs,	McCowen,	Stockbridge,
Cogshall,	Mead,	Swift,
Curry,	Miller	Thompson,
Elliott,	Rowlson,	Walker,
Gifford,	Sanford,	Wendell,
Goodrich,	Shier,	Westover,
Harria,	Smith,	Yawkey,
Hunt,	Snell,	Speaker,
Huston,		28

Mr. Wendell moved to take from the table, House bill No. 275, entitled

A bill appropriating State swamp land for the construction of a State road from Cheboygan river to Old Mackinaw;

Which motion prevailed.

On motion of Mr. Wendell,

The bill was placed on the order of third reading.

Mr. Wendell moved to take from the table House bill No. 298, entitled

A bill to provide for laying out and establishing of a State road, to be known as the Cheboygan River and Little Traverse Bay State road, and appropriating certain swamp lands for the construction of the same;

Which motion prevailed.

On motion of Mr. Wendell,

The bill was placed on the order of third reading

By unanimous consent, the committee on roads and bridges submitted the following report:

The committee on roads and bridges, to whom was referred House bill No. 101, entitled

A bill to amend sections 19 and 17, of act No. 163, of session laws of 1861, being an act relative to laying out, altering and discontinuing highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass,

and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman.*

Report accepted and committee discharged.

Mr. Huston moved to lay the bill on the table;

Which motion did not prevail.

On motion of Mr. Baxter,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. H. G. Williams moved to take from the table House bill No. 295, entitled

A bill to provide for laying out and establishing a swamp land State road from the village of Escanaba, in the county of Delta, running westerly on the most direct and eligible route to a point at or near the southern terminus of the L'Anse Bay and State Line road, in the county of Marquette, and to appropriate swamp lands therefor;

Which motion prevailed.

On motion of Mr. H. G. Williams,

The bill was placed on the order of third reading.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 101, being

A bill to amend section 1666 of compiled laws, being section 8, of chapter 52, of compiled laws, relative to the manufacture and sale of intoxicating drinks as a beverage,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

G. W. SWIFT, *Acting Chairman.*

Report accepted and committee discharged.

Mr. Cogshall moved that the bill be laid on the table;

Which motion did not prevail.

On motion of Mr. Baxter,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Huston offered the following:

*Resolved*, That one dollar per day, in addition to his *per diem* allowance, be paid to Eugene A. Sunderlin, 2d Assistant Clerk of the House, for his services during this session.

Mr. Mead moved to amend the resolution by inserting after the word "clerk," the words "Dwight N. Lovell, clerk of the judiciary committee;"

Which was not agreed to.

The resolution was adopted.

Mr. Cogshall offered the following:

*Resolved*, That D. Sutton, one of the assistant firemen for this House, be allowed the same compensation *per diem* for the time he has acted as such assistant fireman, as the other assistant fireman;

Which was adopted.

Mr. McKernan offered the following:

*Resolved*, That one dollar per day, in addition to their *per diem* allowance, be paid to W. D. Burnham and Moses Harris, fireman and assistant fireman of this House, for their services as night watchmen;

Which was adopted.

Mr. Miles offered the following:

*Resolved*, That one dollar per day be allowed to Mr. Barlow, Sergeant-at-Arms, and Mr. Seaver, assistant Sergeant-at-Arms, each, in addition to the *per diem* heretofore allowed by this House, for their services during this session.

Mr. Smith demanded the yeas and nays;

The demand was not seconded.

The resolution was not adopted.

Mr. Sheldon offered the following:

*Resolved*, That if any member of this House shall be absent from his seat, on this floor, ten minutes at a time, without the consent of the Speaker, he shall forfeit his pay for the day, unless absent on account of sickness.

On motion of Mr. Mead,  
The resolution was laid on the table.

MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and  
for the collection and return of taxes thereon,

To which the Senate made sundry amendments, in which  
the House refused to concur,

And to inform the House that the Senate recedes from the  
amendment inserting the words "the personal property, to-  
gether with," after the word "from," in line 9, section 18.

The Senate requests a committee of conference on the dis-  
agreement of the two Houses on the bill.

The Senate has appointed Senators Williams, Boies and  
FitzGerald a committee on the part of the Senate, to act with  
such committee as the House may appoint, to confer on said  
disagreement.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Barnaby moved that a committee of conference be ap-  
pointed by the House, to confer with the committee appointed  
by the Senate, on the disagreement of the two Houses on said  
bill;

Which motion prevailed.

The Chair announced as such committee, Messrs. Barnaby  
Holt, Hurlbut, Stockbridge and Wendell.

## COMMUNICATIONS FROM STATE OFFICERS.

By unanimous consent, the Speaker announced the following:

AUDITOR GENERAL'S OFFICE, }  
Lansing, March 30, 1869. }

*To the Speaker of the House of Representatives:*

SIR—Herewith is transmitted a printed statement, showing the condition of the Internal Improvement Fund of this State, made in accordance with resolutions of the House of Representatives, adopted February 24th, and March 9th, 1869.

Very respectfully,

WM. HUMPHREY,

*Auditor General.*

The communication was laid on the table.

The House then resumed the order of

## THIRD READING OF BILLS.

Senate bill No. 207, entitled

A bill to provide for the laying out, establishing and construction of a State road in the counties of Gratiot and Saginaw,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Jewell,	Mr. Shaw,
Barnaby,	L. Kendrick,	Shier,
Baxter,	F. G. Kendrick,	Sickels,
Boynton,	Kingsley,	Slayton,
Brownell,	Lane,	Smith,
B. Clark,	Lovell,	Snell,
Crossman,	McCowen,	Stockbridge,
Curry,	McKernan,	Swift,
Doty,	Mead,	Thompson,
Dusseau,	Mitchell,	Vowles,
Eaton,	Newman,	Wagner,
Gay,	Osborn,	Weier,
Goodrich,	Plimpton,	Wendell,
Holt,	Purcell,	Westover,
Hubbard,	Putnam,	W. D. Williams,
Hunt,	Riopelle,	Yawkey,
Hurlbut,	Rowlson,	Speaker,
Huston,	Sanford,	

## NAYS.

Mr. Avery,	Mr. Eck,	Mr. Norton,
Beall,	Elliott,	Sheldon,
Blake,	Horton,	Stannard,
Bostwick,	Hutchinson,	Stewart,
O. Clark,	Klein,	Walker,
Cogshall,	Miller,	Wilcox,
Crane,	Millington,	J. A. Williams,
Davis,		22

Title agreed to.

On motion of Mr. Barnaby,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 194, entitled

A bill to provide for repairing and finishing the State Prison, and for making certain additions and improvements thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Rowison,
Avery,	Hubbard,	Sanford,
Barnaby,	Hunt,	Shaw,
Baxter,	Hurlbut,	Slayton,
Beall,	Huston,	Smith,
Blake,	Hutchinson,	Snell,
Bostwick,	Jewell,	Stannard,
Boynton,	L. Kendrick,	Stockbridge,
Brownell,	Kingsley,	Swift,
Cameron,	Klein,	Thompson,
B. Clark,	Lane,	Vowles,
O. Clark,	Lovell,	Wagner,
Cogshall,	McCowen,	Walker,
Crane,	Mead,	Walton,
Crossman,	Miller,	Weier,
Curry,	Millington,	Westover,
Doty,	Mitchell,	Wilcox,
Dusseau,	Newman,	J. A. Williams,
Eck,	Norton,	W. D. Williams,
Elliott,	Osborn,	Yawkey,
Goodrich,	Putnam,	Speaker,
Holt,	Riopelle,	



## NAYS.

Mr. R. V. Briggs,	Mr. Purcell,	Mr. Wendell,	
Harris,	Stewart,		5

Title agreed to.

On motion of Mr. Stockbridge,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 106, entitled

A bill to amend chapter 51 of the compiled laws, relating to the destruction of wolves, and other noxious animals, by adding a new section thereto, to stand as section 13 of said chapter,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Elliott,	Mr. Sheldon,	
Baxter,	Harris,	Shier,	
Beall,	Holt,	Slayton,	
Blake,	Hubbard,	Smith,	
Bostwick,	Hunt,	Snell,	
Boynton,	Huston,	Stannard,	
R. V. Briggs,	Hutchinson,	Stewart,	
Cameron,	Kingsley,	Swift,	
B. Clark,	Lane,	Thompson,	
O. Clark,	Lovell,	Vowles,	
Cogshall,	McCowen,	Walker,	
Crane,	Mead,	Walton,	
Crossman,	Miller,	Westover,	
Curry,	Millington,	Wilcox,	
Davis,	Newman,	J. A. Williams,	
Doty,	Osborn,	Yawkey,	
Dusseau,	Putnam,	Speaker,	
Eck,	Sanford,		53

## NAYS.

0

Title agreed to.

Mr. Mead moved that there be a call of the House;

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Eck,

Ingersoll, Lee, Mandigo, McKernan, Miles, Murray, Plimpton, Smith and H. G. Williams.

The Sergeant-at-Arms announced Messrs. Smith, Murray and Ingersoll at the bar of the House, who,

On motion of Mr. Rowilson,

Were admitted within the bar, and allowed to take their seats without rendering any excuse.

On motion of Mr. Gay,

All further proceedings under the call were dispensed with. Senate bill No. 100, entitled

A bill to repeal the charter of the Monroe and Saline plank road company,

Was read a third time and passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sheldon,
Avery,	Huribat,	Shier,
Barnaby,	Huston,	Sickels,
Blake,	Ingersoll,	Slayton,
Bostwick,	Jewell,	Smith,
Boynton,	L. Kendrick,	Snell,
R. V. Briggs,	Kingaley,	Stannard,
Cameron,	Klein,	Stewart,
B. Clark,	Lane,	Swift,
O. Clark,	Lovell,	Thompson,
Cogshall,	McCowen,	Vowles,
Crane,	Mead,	Wagner,
Crossman,	Miller,	Walker,
Curry,	Millington,	Walton,
Davis,	Mitchell,	Ward,
Doty,	Murray,	Weier,
Dusseau,	Osborn,	Westover,
Eaton,	Purcell,	White,
Elliott,	Putnam,	Wilcox,
Gay,	Riopelle,	W. D. Williams,
Gifford,	Rowilson,	Woodard,
Goodrich,	Sanford,	Yawkey,
Harris,	Shaw,	Speaker,
Holt,		

70

#### NAYS.

0

Title agreed to.

Mr. Ingersoll moved to take from the table Senate bill No. 90, entitled

A bill to amend "An act to provide for the registration of births, marriages and deaths, being act No. 194, session laws of 1867," approved March 27, 1867;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sheldon,
Avery,	Hunt,	Shier,
Barnaby,	Hutchinson,	Smith,
Baxter,	Ingersoll,	Snell,
Blake,	L. Kendrick,	Stannard,
Boynton,	Klein,	Stewart,
R. V. Briggs,	Lovell,	Stockbridge,
Cameron,	McCowen,	Thompson,
O. Clark,	Mead,	Vowles,
Oogahall,	Miller,	Wagner,
Crane,	Millington,	Walton,
Crossman,	Mitchell,	Ward,
Davis,	Murray,	Wendell,
Doty,	Newman,	Westover,
Dusseau,	Norton,	White,
Eaton,	Osborn,	Wilcox,
Elliott,	Purcell,	H. G. Williams,
Gay,	Putnam,	J. A. Williams,
Gifford,	Riopelle,	W. D. Williams,
Goodrich,	Rowlson,	Yawkey,
Harris,	Sanford,	Speaker,
Holt,	Shaw,	

65

## NAYS.

0

Mr. Ingersoll moved to amend the title by adding thereto the words, "and to add a new section thereto;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Mead,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Westover,  
The House took a recess until half-past seven o'clock this evening.

—  
EVENING SESSION.

7½ o'clock P. M.

The House met, and was called to order by the Speaker.  
Roll called: quorum present.

THIRD READING OF BILLS.

Senate bill No. 218, entitled

A bill to amend section 57, of chapter 90, of the revised statutes of A. D. 1846, and the act amendatory thereof, approved January 29, 1858, relative to the examination of witnesses in cases in chancery,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sickels,
Baxter,	L. Kendrick,	Slayton,
Beall,	Kingsley,	Smith,
Blake,	Klein,	Snell,
Bostwick,	Lane,	Stewart,
R. V. Briggs,	Lovell,	Swift,
Cameron,	McCowen,	Thompson,
B. Clark,	McKernan,	Vowles,
O. Clark,	Mead,	Wagner,
Cogshall,	Millington,	Walker,
Doty,	Mitchell,	Ward,
Dussean,	Newman,	Weier,
Eaton,	Norton,	Wilcox,
Eck,	Plimpton,	H. G. Williams,
Elliott,	Putnam,	J. A. Williams,
Gay,	Shaw,	Yawkey,
Goodrich,	Sheldon,	Speaker,
Huston,	Shier,	

53

NAYS.

0

Title agreed to.

Mr. Holt asked and obtained leave of absence for Messrs. Barnaby, Wendell, Stockbridge, Hurlbut and himself, for the evening.

Senate bill No. 150, entitled

A bill to limit the operation of the first proviso to an act, approved March 27, 1867, to amend section 1 of an act entitled "An act relative to laying out, altering and discontinuing highways," approved March 15, 1861,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Mead,

The bill was laid on the table.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 209, entitled

A bill to revise and consolidate the several acts relating to the support and maintenance of poor persons,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

G. W. SWIFT, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Millington,

The rules were suspended, and the bill was placed on the order of third reading.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred House bill No. 269, entitled

A bill to amend an act entitled "An act relative to laying out, altering and discontinuing highways," approved March 15, A. D. 1861,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

Report accepted and committee discharged.

On motion of Mr. Vowles,

The bill was laid on the table.

Senate bill No. 225, entitled

A bill to authorize the Plymouth Congregational Church, of Lansing, to sell and convey their church property,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Goodrich,	Mr. Putnam,
Baxter,	Hubbard,	Riopelle,
Beall,	Hutchinson,	Shaw,
Blake,	Jewell,	Sheldon,
Bostwick,	L. Kendrick,	Sickels,
Brownell,	Kingsley,	Smith,
Cameron,	Klein,	Snell,
B. Clark,	Lane,	Stannard,
O. Clark,	Lovell,	Swift,
Cogshall,	McCowen,	Thompson,
Crossman,	Mead,	Vowles,
Davis,	Miller,	Wagner,
Doty,	Millington,	Walker,
Duseau,	Mitchell,	Weier,
Eaton,	Murray,	Westover,
Eck,	Newman,	Wilcox,
Elliott,	Norton,	Yawkey,
Gay,	Plimpton,	Speaker,
Gifford,		

55

NAYS.

0

Title agreed to.

On motion of Mr. Plimpton,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to amend act No. 167, of session laws of 1861, being "An act to authorize the several townships in the counties of Oceana, Mason and Manistee to levy taxes for the improvement of harbors and rivers within their respective counties," approved March 15, 1861,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Gifford,	Mr. Riopelle,
Baxter,	Goodrich,	Shaw,
Beall,	Horton,	Sheldon,
Blake,	Hubbard,	Slayton,
Bostwick,	Hutchinson,	Smith,
R. V. Briggs,	Ingersoll,	Snell,
Cameron,	Jewell,	Stewart,
B. Clark,	Kingsley,	Swift,
O. Clark,	Klein,	Thompson,
Ogghall,	Lane,	Wowles,
Crane,	Lovell,	Wagner,
Crossman,	McCowen,	Walker,
Davis,	Millington,	Walton,
Doty,	Mitchell,	Ward,
Dusseau,	Murray,	Weier,
Eaton,	Newman,	J. A. Williams,
Eck,	Norton,	Yawkey,
Elliott,	Plimpton,	Speaker,
Gay,	Putnam,	
	NAYS.	56
		0

Title agreed to.

On motion of Mr. Plimpton.

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed to re-return to the House the following bill:

House bill No. 337, entitled

A bill to re-incorporate the village of Galesburgh,

And to inform the House that the Senate has amended the same by striking out in section 1, all after the word "point," in line 3, to and including the word "west," in line 17, and insert-

ing in place thereof, the following: "where the half-quarter line on the west half of section 24, in township 2 south, of range 10 west, in said county, intersects the Kalamazoo river, at the north bank of said river; running thence north, to the north-west corner of south-east quarter of the north-west quarter of section 13 in said township; thence east to the north and south quarter line of section 18, of township 2 south, of range 9 west, in said county; thence south along said quarter-line to the Kalamazoo river; thence along the edge of the river, to the place of beginning;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Cameron moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Riopelle,
Baxter,	Hutchinson,	Rowlson,
Beall,	Ingersoll,	Shaw,
Blake,	Jewell,	Sheldon,
Bostwick,	L. Kendrick,	Sickels,
R. V. Briggs,	F. G. Kendrick,	Smith,
Brownell,	Kingsley,	Snell,
Cameron,	Klein,	Stewart,
B. Clark,	Lane,	Swift,
O. Clark,	Lovell,	Thompson,
Cogshall,	McCowen,	Vowles,
Crane,	Miller,	Wagner,
Crossman,	Millington,	Walker,
Davis,	Mitchell,	Walton,
Doty,	Murray,	Weier,
Dusseau,	Newman,	Westover,
Eaton,	Norton,	H. G. Williams,
Eck,	Plimpton,	J. A. Williams,



Elliott,  
Goodrich,  
Harris,

Purcell,  
Putnam,

Yawkey,  
Speaker,

61

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the committee State affairs submitted the following report:

The committee on State affairs, to whom was recommitted Senate bill No. 165, being

A bill to protect vineyards in the State of Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Baxter,

The House concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
R. V. Briggs,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Davis,  
Doty,

Mr. Hutchinson,  
Ingersoll,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lovell,  
McCowen,  
McKernan,  
Miller,  
Millington,

Mr. Sanford,  
Shaw,  
Sheldon,  
Sickels,  
Snell,  
Stewart,  
Swift,  
Thompson,  
Wagner,  
Walker,  
Walton,  
Ward,

Dusseau,  
Eaton,  
Eck,  
Elliott,  
Gifford,  
Goodrich,  
Harris,  
Hubbard,

Mitchell,  
Murray,  
Newman,  
Norton,  
Plimpton,  
Purcell,  
Putnam,

Weier,  
Westover,  
H. G. Williams,  
J. A. Williams,  
Woodard,  
Yawkey,  
Speaker,

58

## NAYS.

Mr. Horton,

1

Title agreed to.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred

Joint resolution authorizing the Governor to issue a patent of certain lands to John Dawling,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Plimpton,

The rules were suspended, and the joint resolution was placed on its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## NAYS.

Mr. Ashley,  
Avery,  
Baxter,  
Beall,  
Bostwick,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,

Mr. Horton,  
Hubbard,  
Huston,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
Kingsley,  
Klein,  
Lane,

Mr. Riopelle,  
Sanford,  
Shaw,  
Sheldon,  
Sickels,  
Slayton,  
Snell,  
Stewart,  
Swift,  
Thompson,

Cogshall,	McCowen,	Vowles,	
Crossman,	Miles,	Wagner,	
Curry,	Miller,	Walker,	
Doty,	Millington,	Walton,	
Dussean,	Mitchell,	Ward,	
Eck,	Murray,	Weier,	
Elliott,	Newman,	Westover,	
Gav,	Norton,	Woodard,	
Gifford,	Osborn,	Yawkey,	
Goodrich,	Plimpton,	Speaker,	
Harris,	Purcell,		62
	NAYS.		0

Title agreed to.

On motion of Mr. Plimpton,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

House bill No. 37, entitled

A bill to authorize "the Kalamazoo town agricultural society for improving the breed of horses," to sell and dispose of its real estate,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Baxter,	Mr. Hubbard,	Mr. Sheldon,
Beall,	Hutchinson,	Sickels,
Bostwick,	Ingersoll,	Slayton,
R. V. Briggs,	Jewell,	Smith,
Cameron,	L. Kendrick,	Snell,
B. Clark,	Kingsley,	Stewart,
O. Clark,	Klein,	Swift,
Cogshall,	Lane,	Thompson,
Crossman,	McCowen,	Vowles,
Curry,	McKernan,	Wagner,
Davis,	Miller,	Walker,
Doty,	Millington,	Walton,
Dussean,	Murray,	Weier,
Eaton,	Osborn,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Elliott,	Putnam,	J. A. Williams,
Gav,	Riopelle,	Woodard,
Gifford,	Sanford,	Yawkey,
Goodrich,	Shaw,	Speaker,
Horton,		

## NAYS.

0

Title agreed to.

On motion of Mr. Cameron,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House manuscript bill, entitled

A bill to provide for the appointment of short-hand reporters in the judicial circuits of this State, and for the recorder's court in the city of Detroit,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Cogshall moved to amend by inserting after the word "third;" the words "and sixth;"

Mr. Curry moved to amend the amendment so that it should read "sixth and seventh;"

Which was accepted.

The amendment did not prevail.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Baxter,  
Blake,  
R. V. Briggs,  
Cogshall,  
Crossman,  
Eaton,  
Gay,  
Gifford,  
Harris,  
Hubbard,  
Ingersoll,  
L. Kendrick,  
Klein,

Mr. Lane,  
McCowen,  
McKernan,  
Mead,  
Miles,  
Miller,  
Mitchell,  
Norton,  
Osborn,  
Purcell,  
Putnam,  
Riopelle,  
Rowlson,  
Sanford,

Mr. Slayton,  
Smith,  
Snell,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Weier,  
White,  
H. G. Williams,  
W. D. Williams,  
Woodard,  
Yawkey,

43

## NAYS.

Mr. Beall,  
Bostwick,  
Brownell,  
Cameron,

Mr. Dusseau,  
Eck,  
Elliott,  
Goodrich,

Mr. Murray,  
Shaw,  
Sheldon,  
Wagner,

B. Clark,	Horton,	Walker,
O. Clark,	Hutchinson,	Walton,
Crane,	Jewell,	Ward,
Curry,	F. G. Kendrick,	Wilcox,
Davis,	Kingsley,	J. A. Williams,
Doty,	Millington,	Speaker, 30

## COMMUNICATIONS FROM STATE OFFICERS.

By unanimous consent, the Speaker announced the following:

AUDITOR GENERAL'S OFFICE, }  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives of the State of Michigan:*

SIR—The Honorable Cyrus Miles, of St. Clair county, is reported to have made use of the following language, this morning, on the floor of the House of Representatives, viz:

"I went to the Auditor General's Office with another gentleman. (1.) I asked him (the Auditor General,) to tell me the situation of our county in relation to the claim for the loss of money by Henry Johr, our county treasurer, and he (the Auditor General,) could not tell whether that money belonged to the State or the county. (2.) He tells me that he cannot tell anything about it. (3.) The situation of our county taxes was such in that office, that the counties themselves could not tell how they stood. (4.) It is true I made that statement, and I made it as no aspersion on the Auditor General, but simply to show that that office was covered up with so much red tape that we in the rural districts could not tell how we stood. I meant no aspersion. (5.) I cannot tell about it, although I sent a written communication, asking him to give correct statements as to the amount paid in, whether it belonged to the county or the State. (6.) He was unable to state it."

In regard to the above assertion of the Honorable gentleman I desire to state:

(1.) I informed Mr. Miles that the amount of which he inquired was now a charge against Mr. Johr; that it had never been charged against St. Clair county; that when the money was collected, it would belong to the State, and that the bond

of Mr. Johr was now in the hands of the Attorney General for prosecution.

(2.) No such statement was made by me, but on the contrary I gave him all of the information he asked for, and more than he seemed desirous of obtaining.

(3.) "The situation of his county's taxes" is such in this office that the county can and does know how it stands. An annual statement is made of each county's account with the State, and forwarded to the clerk of each of the several counties at the time and in the manner provided by law, and the Honorable gentleman has been furnished with all of the statements in regard to the condition of the account of the State with his county, for which he has asked, viz: for the years 1864, 1865, 1866, 1867 and 1868.

(4.) The red tape of this office is the law, and with *miles* intervening between them and a true interpretation thereof, it is not strange that the "men of the rural districts" do not know how they stand.

(5.) No written communication *over the signature of the Hon. Cyrus Miles*, as stated in paragraph 5, has been received at this office.

(6.) Such a statement has been furnished to others, and can be furnished to Mr. Miles, if he desires it. He has not yet asked for such a statement to be made in writing, but the information which it would contain has been given him verbally.

Very respectfully,

WM. HUMPHREY,

*Auditor General.*

The communication was laid on the table.

MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House manuscript bill, entitled

A bill setting aside the action of the school inspectors of the townships of Arbela and Millington, in the county of Tuscola, in forming fractional school district No. 3, and re-establishing the old district, .

And to inform the House that the Senate has amended section 1 of the same by adding the following proviso:

*"Provided, That nothing herein contained shall hereafter prevent the school inspectors of the proper townships from exercising all the control over the boundaries of said district, which they are now authorized to do;"*

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Sanford moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Slayton,
Avery,	Ingersoll,	Smith,
Baxter,	F. G. Kendrick,	Snell,
Beall,	Kingsley,	Stewart,
Blake,	Klein,	Swift,
Bostwick,	Lane,	Thompson,
R. V. Briggs,	Lovell,	Vowles,
Cameron,	McCowen,	Wagner,
B. Clark,	McKernan,	Walker,
Cogshall,	Mead,	Walton,
Crossman,	Miles,	Ward,
Curry,	Miller,	Weier,
Dusseau,	Millington,	Westover,
Eaton,	Mitchell,	White,
Eck,	Norton,	Wilcox,
Elliott,	Parcell,	H. G. Williams,
Gifford,	Putnam,	J. A. Williams,
Goodrich,	Riopelle,	W. D. Williams,
Harris,	Rowlson,	Woodard,
Horton,	Shaw,	Yawkey,

Hubbard,  
Huston,

Sheldon,  
Sickels,

Speaker,

65

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 30, entitled

Joint resolution asking Senators and Representatives in Congress, from Michigan, to urge an appropriation for the speedy erection of a lighthouse at the mouth of the Pere Marquette river, in the county of Mason;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 309, entitled

A bill to grant further time to the supervisor of Kalamazoo township, in the county of Kalamazoo, to perfect the assessment rolls of said township;

2. House bill No. 323, entitled

A bill to amend an act entitled an act to incorporate the village of St. Joseph, approved March the 17th, A. D. 1834, and the acts amendatory thereto;



3. House bill No. 330, entitled

A bill to detach the county of Emmet from the thirteenth judicial circuit, and to attach the same to the eleventh judicial circuit;

4. House manuscript bill, entitled

A bill to rescind the powers of the corporation known as the Michigan Furniture Company, and to provide for winding up its affairs, in pursuance of section 1823, of the compiled laws;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House manuscript bill, entitled

A bill to change the name of Eva E. Strong to Rebecca Barnes, and to constitute her heir-at-law of Henry S. Barnes and Sarah Barnes;

2. House bill No. 140, entitled

A bill to provide for the drainage and reclaiming of swamp lands, by means of ditching and clearing out the Shebion creek, in the townships of Fair Haven and Brookfield, in the county of Huron, and grading a portion of the Sand Beach and Bay City State road, and appropriating non-resident highway taxes therefor;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, Ma. ch 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 48, entitled

A bill to provide for laying out and establishing a State road in Kent and Ionia counties, and opening the same;

2. House bill No. 301, entitled

A bill to repeal subdivision number 8, of section number 1, of act number 117, of the laws of 1859, and all other acts or parts of acts, which authorize the laying out and establishing of the Marquette and Bay DeNoc swamp land State road;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

Senate bill No. 195, entitled

A bill to amend section one, of act No. 100, of the laws of 1865, entitled "An act to provide for the drainage and reclamation of swamp lands by means of a road to be known as the Cass River and Wild Fowl Bay State road," approved March 2, 1865,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Rowson,
Avery,	Jewell,	Sanford,
Baxter,	L. Kendrick,	Shaw,
Beall,	F. G. Kendrick,	Sheldon,
Blake,	Kingalev,	Sickels,
Bostwick,	Klein,	Slayton,
Brownell,	Lane,	Snell,
Cameron,	McCowen,	Stewart,
B. Clark,	Mead,	Swift,
O. Clark,	Miles,	Vowles,
Cogahall,	Miller,	Walker,
Davis,	Millington,	Ward,
Doty,	Mitchell,	Weier,
Dusseau,	Murray,	Wilcox,
Eck,	Newman,	H. G. Williams,
Elliott,	Osborn,	W. D. Williams,
Gifford,	Plimpton,	Woodard,
Goodrich,	Purcell,	Yawkey,
Horton,	Putnam,	Speaker,
Hubbard,	Riopelle,	

59

## NAYS.

Mr. R. V. Briggs,	Mr. Norton,	Mr. White,	8
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Title agreed to.

Senate bill No. 199, entitled

A bill relative to the organization and powers of fire and marine insurance companies transacting business within this State,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Mead,

The bill was laid on the table.

Senate bill No. 202, entitled

A bill to authorize the township of Lee, in the county of Calhoun, to vote a tax to repay a certain advance made to said township,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Elliott,	Mr. Shaw,
Avery,	Hutchinson,	Sickels,

Baxter,	Ingersoll,	Slayton,
Beall,	Jewell,	Snell,
Blake,	L. Kendrick,	Stewart,
Bostwick,	Kingsley,	Vowles,
R. V. Briggs,	Klein,	Walker,
Cameron,	Lane,	Walton,
B. Clark,	Lovell,	Ward,
O. Clark,	McCowen,	Weier,
Cogahall,	Mead,	White,
Crane,	Millington,	Wilcox,
Curry,	Mitchell,	J. A. Williams,
Davis,	Newman,	W. D. Williams,
Doty,	Osborn,	Woodard,
Dusseau,	Purcell,	Yawkey,
Eaton,	Riopelle,	Speaker,
Eck,	Sanford,	
	NAYS.	53
		0

Title agreed to.

On motion of Mr. Snell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 385, entitled

A bill granting aid to the St. Mary's hospital, of the city of Detroit,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. O. Clark,	Mr. Lane,	Mr. Vowles,
Crossman,	McKernan,	Weier,
Curry,	Miles,	White,
Eaton,	Mitchell,	Wilcox,
Harris,	Norton,	H. G. Williams,
Hubbard,	Riopelle,	W. D. Williams,
Ingersoll,	Slayton,	Yawkey,
F. G. Kendrick,	Stewart,	
		23

#### NAYS.

Mr. Ashley,	Mr. Elliott,	Mr. Osborn,
Avery,	Goodrich,	Purcell,
Beall,	Huston,	Putnam,
Blake,	Hutchinson,	Rowlson,
Bostwick,	Jewell,	Shaw,
R. V. Briggs,	Kingsley,	Sickels,

Brownell,	Lovell,	Smith,
B. Clark,	Mason,	Walker,
Cogshall,	McCowen,	Walton,
Crane,	Mead,	Ward,
Davis,	Millington,	J. A. Williams,
Doty,	Murray,	Woodard,
Dusseau,	Newman,	Speaker,
Eck,		40

Mr. Mason moved to reconsider the vote by which the bill was lost.

Mr. Hutchinson moved to lay the motion to reconsider on the table;

Which motion did not prevail.

The motion to reconsider then prevailed.

On motion of Mr. Ingersoll,

The bill was laid on the table.

#### MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following joint resolution:

House joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of judges of the circuit court,

For which the Senate adopted a substitute;

In which substitute the House refused to concur,

And to inform the House that the Senate insists on its substitute, and requests a committee of conference, consisting of two on the part of the Senate, and three on the part of the House, to confer on the disagreement of the two Houses on the joint resolution.

I am directed to inform the House that the Senate has

appointed Senators T. G. Smith and Phillips such committee on the part of the Senate.

Very respectfully,

**HENRY S. SLEEPER,**

*Secretary of the Senate.*

Mr. Sanford moved that a committee of three be appointed, to confer with the Senate committee, on the matter of disagreement between the two Houses;

Which motion prevailed.

The Speaker announced as such committee, Messrs. Sanford, Slayton and W. D. Williams.

Senate manuscript bill, entitled

A bill to promote immigration to Michigan,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Snell,

The bill was laid on the table.

House joint resolution No. 34, entitled

Joint resolution ceding that portion of the State denominated the Upper Peninsula of Michigan to the United States Government, for the purpose of erecting a Territory therefrom,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Rowson,

The joint resolution was laid on the table.

House bill No. 374, entitled

A bill to amend chapter 56, of the compiled laws, by adding six new sections thereto,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley,

Avery,

Baxter,

Beall,

Blake,

Bostwick,

Mr. Hutchinson,

Ingersoll,

Jewell,

L. Kendrick,

F. G. Kendrick,

Kingsley,

Mr. Riopelle,

Rowson,

Shaw,

Sheldon,

Sickels,

Slayton,

R. V. Briggs,	Klein,	Smith,
Brownell,	Lane,	Snell,
Cameron,	Lovell,	Stewart,
B. Clark,	McCowen,	Swift,
O. Clark,	McKernan,	Thompson,
Crane,	Mead,	Vowles,
Crossman,	Miles,	Wagner,
Davis,	Miller,	Walker,
Doty,	Millington,	Walton,
Dussseau,	Mitchell,	Ward,
Eaton,	Murray,	Weier,
Eck,	Newman,	White,
Goodrich,	Norton,	H. G. Williams,
Harris,	Osborn,	J. A. Williams,
Hubbard,	Purcell,	Yawkey,
Huston,	Putnam,	Speaker, 66

NAYS.

0

Mr. Purcell moved to amend the title so that it should read:

"A bill to authorize the incorporation of building and savings' associations under the provisions of chapter 56 of the compiled laws, and the acts amendatory thereof;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Purcell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate manuscript bill, entitled

A bill to detach certain lands from the township of China, in St. Clair county, and attach the same to the township of East China, in said county,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Huston,	Mr. Purcell,
Baxter,	Ingersoll,	Putnam,
Beall,	Jewell,	Rowlson,
Blake,	L. Kendrick,	Shaw,
Bostwick,	F. G. Kendrick,	Sheldon,
R. V. Briggs,	Kingsley,	Sickels,
Brownell,	Klein,	Snell,
Cameron,	Lane,	Stewart,

B. Clark,	Lovell,	Swift,
O. Clark,	McCowen,	Thompson,
Crane,	McKernan,	Vowles,
Curry,	Miles,	Wagner,
Doty,	Miller,	Walton,
Dussean,	Millington,	Ward,
Eaton,	Mitchell,	Weier,
Eck,	Murray,	White,
Elliott,	Newman,	H. G. Williams,
Harria,	Norton,	J. A. Williams,
Hubbard,	Osborn,	Speaker, 57
	NAYS.	0

Title agreed to.

Mr. Shaw, by unanimous consent, moved to reconsider the vote by which the House refused to pass House bill No. 345, entitled,

A bill to provide for the extension of what is called the Capac State road, in the counties of St. Clair and Lapeer, a distance of two miles further west;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Brownell,

The bill was laid on the table.

#### MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to re-return to the House the following bill:

House bill No. 27, entitled

A bill to define the powers and duties of highway commissioners in certain cases,

Which the Senate amended as follows:

1. By striking out all of section 1 after the word "authorized," in line 5;

2. By striking out all of section 2;



And in which amendments the House refused to concur;

And to inform the House that the Senate recedes from its amendment in striking out all of section 2.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the first amendment made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Huston,	Mr. Rowleson,
Baxter,	Ingersoll,	Shaw,
Beall,	Jewell,	Sheldon,
Blake,	F. G. Kendrick,	Sickels,
Bostwick,	Kingsley,	Smith,
R. V. Briggs,	Klein,	Snell,
Brownell,	Lane,	Stewart,
Cameron,	Lovell,	Swift,
B. Clark,	McCowen,	Thompson,
O. Clark,	McKernan,	Vowles,
Curry,	Miller,	Wagner,
Doty,	Millington,	Walker,
Dusseau,	Mitchell,	Walton,
Eaton,	Murray,	Ward,
Eck,	Newman,	Weier,
Elliott,	Norton,	White,
Goodrich,	Osborn,	Woodard,
Horton,	Purcell,	Speaker,
Hubbard,	Putnam,	

56

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

Mr. Curry moved to reconsider the vote by which the House passed Senate bill No. 195, entitled

A bill to amend section one, of act No. 100, of the laws of 1865, entitled "An act to provide for the drainage and reclamation of swamp lands, by means of a road to be known as the Cass River and Wild Fowl Bay State road," approved March 2, 1865;

Which motion prevailed.

On motion of Mr. Horton,

The bill was recommitted to the committee on public lands.  
House bill No. 297, entitled

A bill to provide for the drainage and reclamation of swamp land, by means of a State road and ditches, from the east arm of Grand Traverse Bay to Houghton Lake,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Mitchell,

The bill was laid on the table.

House bill No. 300, entitled

A bill to provide for the drainage and reclamation of swamp land by means of a State road and ditches, from Ludington, in Mason county, to the east line of said county,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Mitchell,

The bill was laid on the table.

By unanimous consent, the following report was submitted:

The joint committee of conference, appointed on the part of the Senate and House of Representatives, to confer in reference to the disagreement of the two Houses on Senate manuscript bill, entitled

A bill to amend sections 1 and 3, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner," approved March 21, 1867,

Which the House amended by striking out the word "two," before "thousand," in section 1, and inserting "one;"

Also, amended section 3 by striking out all after the word "clerk," in the third line, and inserting the following: "who shall receive a salary of one thousand dollars per year, and he may, in case of necessity, or when the interest of the State requires it, appoint agents temporarily, to examine and accept contracts for building State roads and ditches, and to approve

the work on the same; said agent or agents to receive a compensation not exceeding three dollars per day and actual and necessary expenses, to be allowed upon the presentation of the account, duly verified by the Board of State Auditors;"

In which amendments the Senate refused to concur,

Respectfully report that they have had the same under consideration, and have unanimously directed us to make the following report:

1st. That the words "one thousand" be stricken out of the House amendment to section 1, and "fifteen hundred" inserted;

2d. That the House recede from its amendment to section 3, and the following words be inserted in said section, after the word "clerk," in lieu of those stricken out by the House: "who shall be paid an annual salary of one thousand dollars."

All of which is respectfully submitted.

B. W. HUSTON,

*Chairman House Committee.*

J. H. STANDISH,

*Chairman Senate Committee.*

Report accepted and committee discharged.

Mr. Cameron moved that the House concur in the recommendations of the committee of conference;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Jewell,	Mr. Sheldon,
Avery,	Kingsley,	Stier,
Baxter,	Klein,	Sickels,
Beall,	Lane,	Smith,
Blake,	Lovell,	Snell,
Bostwick,	Mason,	Stewart,
Cameron,	McCowen,	Stockbridge,
B. Clark,	McKernan,	Swift,
Cogshall,	Mead,	Thompson,
Curry,	Miller,	Vowles,
Dusseau,	Mitchell,	Wagner,
Eaton,	Norton,	Walker,
Eck,	Osborn,	Walton,
Goodrich,	Purcell,	Ward,
Harris,	Putnam,	Weier,

Hubbard,  
Huston,  
Ingersoll,

Rowison,  
Shaw,

H. G. Williams,  
Speaker,

52

# NAYS.

Mr. R. V. Brigga,  
Crane,  
Crossman,  
Davis,  
Doty,

Mr. Elliott,  
F. G. Kendrick,  
Millington,  
Murray,  
Newman,

Mr. Wendell,  
White,  
J. A. Williams,  
Woodard,

14

Senate bill No. 222, entitled

A bill providing for a board of commissioners who shall be authorized to procure plans and specifications for a State house,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Cameron,

The bill was laid on the table.

Mr. Yawkey moved that the House adjourn;

Which motion did not prevail.

House bill No. 298, entitled

A bill to provide for the laying out and establishing of a State road, to be known as the Cheboygan river and Little Traverse Bay State road, and appropriating certain swamp lands for the construction of the same,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Jewell moved to lay the bill on the table;

Which motion did not prevail.

Mr. Ingersoll moved that the House adjourn;

Which motion did not prevail.

Mr. Bostwick moved to amend by adding to section 3 the following proviso: "*Provided*, No deficiency of State swamp lands which may now or hereafter exist to meet the appropriations made by this act shall so operate as to create any lien, or establish any claim against the State;"

Which was agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Snell,
Avery,	Ingersoll,	Stewart,
Baxter,	L. Kendrick,	Stockbridge,
Brownell,	Kingsley,	Swift,
Cameron,	Lane,	Thompson,
B. Clark,	McKernan,	Vowles,
O. Clark,	Mead,	Wagner,
Crane,	Miller,	Walker,
Curry,	Newman,	Weier,
Doty,	Osborn,	Wendell,
Dusseau,	Sanford,	W. D. Williams,
Eck,	Sheldon,	Yawkey,
Harris,	Slayton,	Speaker,
Hubbard,	Smith,	41

## NAYS.

Mr. Blake,	Mr. Jewell,	Mr. Purcell,
Bostwick,	F. G. Kendrick,	Putnam,
R. V. Briggs,	Klein,	Rowlson,
Cogshall,	Lovell,	Shier,
Crossman,	McCowen,	Sickels,
Davis,	Millington,	Walton,
Elliott,	Murray,	J. A. Williams,
Goodrich,	Norton,	Woodward,
Horton,		25

Senate bill No. 101, entitled

A bill to amend section 1666, of the compiled laws, being section 8, of chapter 52, of the compiled laws, relative to the manufacture and sale of intoxicating drinks, as a beverage,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Elliott,	Mr. Sickels,
Avery,	Horton,	Slayton,
Barnaby,	Lovell,	Smith,
Blake,	Mason,	Snell,
Bostwick,	McCowen,	Stockbridge,
Brownell,	Miller,	Swift,
Cameron,	Millington,	Thompson,
B. Clark,	Murray,	Vowles,
Crane,	Newman,	Wagner,
Curry,	Putnam,	Walker,

Davis,  
Dussean,  
Eck,

Sanford,  
Shaw,  
Shier,

J. A. Williams,  
Yawkey,  
Speaker, 29

# NAYS.

Mr. R. V. Briggs,  
O. Clark,  
Cogshall,  
Crossman,  
Doty,  
Goodrich,  
Harris,  
Hubbard,  
Huston,

Mr. Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
McKernan,  
Norton,  
Osborn,

Mr. Parcell,  
Rowson,  
Sheldon,  
Stewart,  
Walton,  
Weier,  
Wendell,  
W. D. Williams,  
Woodard, 27

Mr. Huston moved to reconsider the vote by which the bill was lost;

Which motion prevailed.

On motion of Mt. Slayton,

The bill was referred to the committee on public lands.

By unanimous consent, the following report was submitted:

The conference committee to whom was referred the matters in difference between the Senate and House of Representatives, upon House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon,

Respectfully report that they have had said matters under consideration, and respectfully recommend that the House concur in the following amendments made to said bill by the Senate, to wit:

1. By striking out in line 9, section 5, the word "ten," and inserting in place thereof the word "fifteen;"

2. By inserting after the word "affirm," in line 14, of section 13, the words "The words 'town,' or 'townships,' when used in this act, shall be construed to mean 'ward,' or 'city,' as the case may be;"

3. By striking out in line 3, section 14, the words "or she;"

4. By adding at the end of section 14, the words "and in case of neglect or refusal so to do, said cashier shall be deemed guilty of a misdemeanor;"

5. By striking out in lines 4 and 5, of section 20, the words "in case he shall have any matter before him for his action under this section;"

6. By striking out in line 1, section 34, the word "twentieth," and inserting the word "fifteenth" in place thereof;

7. By adding the following proviso at the end of section 38: "*Provided*, That the township boards of any township or the common council of any city shall have power to extend the time for the collection of taxes one month, whenever the boards of supervisors have neglected to so extend the time; and when the township board of a township, or the common council of a city, shall have extended the time as aforesaid, such extension shall be duly certified by the township clerk of the township, or the proper certifying officer of the city, to the county clerk of the county;"

8. By substituting the following for line 1, of section 39: "Whenever the time shall be extended within which;"

9. By striking out in line 2, section 40, the word "third," and inserting "second" in place thereof; also, by striking out in line 3, same section, the word "April," and inserting "May" in place thereof;

10. By striking out in line 3, section 40, the words "fifteenth day of November," and inserting in place thereof the words "first Monday in December;"

11. By striking out in line 4, section 41, the word "him," and inserting in place thereof the words "or tendered to him on such days, or at any other time;"

12. By restoring sections 68, 73, 74, 75, 77, 78, 80, as first printed;

13. By striking out in line 3, section 81, the words "in case of advertisements ordered by the Auditor General;" also, by striking out in line 6, same section, the words "the same to be audited by the board of supervisors, in case of printing authorized by the county treasurer, according to the provisions of this act;"

14. By restoring sections 82, 83, 84, 86, 87, 88, 89, 90, 91, 92, 95, 96, 97, 98, 99, 100, as first printed;

15. By striking out in line 2, section 104, the words "or county treasurer, as the case may be;"

16. By restoring sections 106, 107, 108, 111, 118, 122, 125, 135 and 136, as first printed;

17. By striking out all of section 148;

18. By restoring sections 168 and 170, as first printed;

2d. That the Senate recede from the following amendment made to said bill by the Senate: By restoring section 101 as printed, and striking out the word "two," in line 20, and inserting in place thereof the words "one hundred," recommending that said section 101 be stricken out;

3d. The committee also recommend that section 41, line 6, be amended by striking out the word "three," and inserting the word "four;" also amend section 70, line 4, by inserting after the word "charges," the words "four per cent. as a collection fee;" also amend section 107 by striking out all after the word "counties," in the 3d line;

4th. Add to section 167 the following: "The repeal of acts mentioned in this act shall not affect any act done, sale made, or right acquired or established, previous to the time when such repeal shall take effect."

The committee on the part of the House have delivered the bill to the committee on the part of the Senate, to be reported to the Senate.

All of which is respectfully submitted.

W. B. WILLIAMS,

*Chairman of Senate Committee.*

H. T. BARNABY,

*Chairman of House Committee.*

Report accepted and committee discharged.

Mr. Thompson moved that the House adjourn;

Which motion did not prevail.

Mr. Thompson moved that there be a call of the House;

Which motion did not prevail.



Mr. Osborn moved to take from the table Senate substitute for House bill No. 75, entitled

A bill to repeal an act entitled "An act to incorporate the public schools of the village of Hudson;"

Which motion prevailed.

The question being upon the adoption of the Senate substitute for the House bill,

Mr. Osborn moved to amend the substitute by inserting at the end of line 15, of section 1, the following: "Also, the following described tracts of land, viz: the west half of the northeast quarter of section 24, the west half of the southeast quarter of section 13, and the north half of the southeast quarter of section 12, being in town 7 south, of range one west, be and is hereby detached from the said incorporate school district, and restored to their former school district or organization; also, that that tract of land known as the northeast quarter of section 25, in town aforesaid, be and hereby is attached to the incorporate school district of Hudson;

Which was agreed to.

The House then concurred in the adoption of the Senate substitute as amended, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Shier,
Avery,	Jewell,	Sickels,
Beall,	F. G. Kendrick,	Smith,
Bostwick,	Kingsley,	Snell,
R. V. Briggs,	Klein,	Stewart,
Brownell,	Lane,	Stockbridge,
Cameron,	Lovell,	Swift,
B. Clark,	McCowen,	Thompson,
O. Clark,	Mead,	Vowles,
Crane,	Miller,	Walker,
Crossman,	Newman,	Walton,
Curry,	Norton,	Weier,
Doty,	Osborn,	Wendell,
Dusseau,	Purcell,	Westover,
Eck,	Putnam,	H. G. Williams,
Elliott,	Riopelle,	J. A. Williams,
Gay,	Rowlson,	W. D. Williams,
Goodrich,	Sanford,	Woodard,

Harris,  
Hubbard,

Shaw,  
Sheldon,

Yawkey,  
Speaker, 60

NAYS. 0

Mr. Osborn moved to amend the title by inserting after the word "detach," the words "and attach;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Osborn,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 209, entitled

A bill to revise and consolidate the several acts relating to the support and maintenance of poor persons,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Beall,  
Bostwick,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Crane,  
Crossman,  
Curry,  
Davis,  
Dusseau,  
Eck,  
Gay,  
Goodrich,  
Harris,  
Horton,  
Hubbard,  
Hurlbut,

Mr. Huston,  
Ingersoll,  
Jewell,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Lovell,  
Mason,  
McCowen,  
Mead,  
Miles,  
Miller,  
Millington,  
Murray,  
Newman,  
Osborn,  
Putnam,  
Rowlson,  
Sanford,  
Shaw,  
Sheldon,  
Shier,

Mr. Sickels,  
Slayton,  
Smith,  
Snell,  
Stewart,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Weier,  
Wendell,  
Westover,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker,

65

NAYS.

Mr. R. V. Briggs,  
Title agreed to.

Mr. Klein,

Mr. Purcell, 3

## MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon,

And to inform the House that the Senate has concurred in the recommendations of the committee of conference, on the disagreement of the two Houses on the bill, which recommendations are as follows:

1st. That the House concur in the following amendments made to said bill by the Senate:

1. By striking out in line 9, section 5, the word "ten," and inserting in place thereof the word "fifteen;"

2. By inserting after the word "affirm," in line 14, of section 13, the words "The words 'town' or 'townships,' when used in this act, shall be construed to mean 'ward' or 'city,' as the case may be;"

3. By striking out in line 3, section 14, the words "or she;"

4. By adding at the end of section 14, the words "and in case of neglect or refusal so to do, said cashier shall be deemed guilty of a misdemeanor;"

5. By striking out in lines 4 and 5, of section 20, the words "in case he shall have any matter before him for his action under this section;"

6. By striking out in line 1, section 34, the word "twentieth," and inserting the word "fifteenth" in place thereof;"

7. By adding the following proviso at the end of section 38: "Provided, That the township boards of any township, or the common council of any city, shall have power to extend the

time for the collection of taxes one month, whenever the boards of supervisors have neglected to so extend the time; and when the township board of a township, or the common council of a city, shall have extended the time as aforesaid, such extension shall be duly certified by the township clerk of the township or the proper certifying officer of the city, to the county clerk of the county;"

8. By substituting the following for line 1, of section 39: "Whenever the time shall be extended within which;"

9. By striking out in line 2, section 40, the word "third," and inserting "second" in place thereof; also, by striking out in line 3, same section, the word "April," and inserting "May" in place thereof;

10. By striking out in line 3, section 40, the words "fifteenth day of November," and inserting in place thereof the words "first Monday in December;"

11. By striking out in line 4, section 41, the word "him," and inserting in place thereof the words "or tendered to him on such days, or at any other time;"

12. By restoring sections 68, 73, 74, 75, 77, 78, 80, as first printed;

13. By striking out in line 3, section 81, the words "in case of advertisements ordered by the Auditor General;" also, by striking out in line 6, same section, the words "the same to be audited by the board of supervisors, in case of printing authorized by the county treasurer, according to the provisions of this act;"

14. By restoring sections 82, 83, 84, 86, 87, 88, 89, 90, 91, 92, 95, 96, 97, 98, 99, 100, as first printed;

15. By striking out in line 2, section 104, the words "or county treasurer, as the case may be;"

16. By restoring sections 106, 107, 108, 111, 118, 122, 125, 135 and 136, as first printed;

17. By striking out all of section 148;

18. By restoring sections 168 and 170, as first printed.

2d. That the Senate recede from the following amendment:

1. By restoring section 101, as first printed, and striking out the word "two," in line 20, and inserting in place thereof the words "one hundred;"

3d. That the following amendments be made to the bill:

1. Amend section 41, line 6, by striking out the word "three," and inserting the word "four" in place thereof;

2. Amend section 70, line 4, by inserting after the word "charges," the words "four per cent. as a collection fee;"

3. Amend section 107, by striking out all after the word "counties," in line 3;

4. Amend section 167, by adding at the end thereof the words "the repeal of acts mentioned in this act shall not affect any act done, sale made, or right acquired or established previous to the time that such repeal shall take effect."

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Rowlson moved that the House concur in the recommendations of the committee of conference;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Shier,
Avery,	L. Kendrick,	Sickels,
Barnaby,	Kingsley,	Smith,
Beall,	Lane,	Snell,
Bostwick,	Lovell,	Stockbridge,
Brownell,	Mason,	Swift,
Cameron,	McCowen,	Thompson,
B. Clark,	Mead,	Wagner,
O. Clark,	Miles,	Walker,
Cogshall,	Miller,	Walton,
Crossman,	Newman,	Weier,
Curry,	Norton,	Wendell,
Dusseau,	Osborn,	Westover,
Goodrich,	Putnam,	H. G. Williams,
Holt,	Rowlson,	J. A. Williams,
Horton,	Sanford,	W. D. Williams,
Hubbard,	Shaw,	Yawkey,
Hurlbut,	Sheldon,	Speaker,
Huston,		

## NAYS.

Mr. R. V. Briggs,	Mr. Jewell,	Mr. Purcell,
Crane,	F. G. Kendrick,	Riopelle,
Davis,	Klein,	Slayton,
Eck,	Millington,	Stewart,
Gay,	Murray,	Vowles,
Harris,		

16

Mr. Cameron moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

On motion of Mr. Thompson,

The House adjourned until to-morrow morning, at 9 o'clock.

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*Lansing, Thursday, April 1, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: quorum present.

## REPORTS OF STANDING COMMITTEES.

By the committee on State affairs:

The committee on State affairs, to whom was referred Senate bill No. 211, entitled

A bill to amend sections 100, 102, 103, 105 and 106, of the revised statutes of 1846, being sections 448, 450, 451, 453 and 454, of the compiled laws, relating to the duties and compensation of county surveyors, and to repeal act No. 260, of session laws of 1861, entitled "An act to amend chapter 10, of the compiled laws, in relation to certain duties and compensation of county surveyors," approved March 16, 1861, and to repeal act No. 108, of session laws of 1867, entitled "An act to amend section 106, of chapter 10, being section 454 of the compiled laws, touching the compensation of county surveyors," approved March 26, 1867,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do

pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Crossman,

The rules were suspended, and the bill was placed on the order of third reading.

REPORTS OF SELECT COMMITTEES.

The following report was submitted:

The select committee, to whom was referred a resolution inquiring into the reasons of the Swamp Land State Road Commissioner for refusing to approve contracts on roads in the Upper Peninsula, respectfully beg leave to report that we have had the same under consideration; have made inquiries of Mr. Curtis in relation to the matter referred to, and collected all the information from other and various parties that came within our reach.

Your committee are fully satisfied, from the evidence before them, that Mr. Curtis, the Swamp Land State Road Commissioner, has fairly and honestly discharged the duties of his office, in relation to roads in the Upper Peninsula, as well as in other parts of the State; and that if he has failed to approve any road contract, he has done so on good and justifiable grounds, and is fully exonerated from any and all charges of interest in any contracts, or speculation in lands appropriated for such roads. The reply of Mr. Curtis to the various statements implying wrong on his part, are hereto attached, and made part of this report.

Your committee have taken some other proof, the whole of which corroborates and sustains the statement of Mr. Curtis, but your committee do not deem the same of sufficient importance to include in this report. We ask to be discharged from the further consideration of the subject.

H. G. WILLIAMS, *Chairman.*

Report accepted and committee discharged.

MR. CURTIS' REPLY.

SWAMP LAND STATE ROAD COMMISSIONER'S OFFICE, }  
*Lansing, Mich., March 14th, 1869.* }

I, the undersigned, Lorenzo B. Curtis, Swamp Land State Road Commissioner of the State of Michigan, in reply to the interrogations made by certain parties before the special committee in the House of Representatives, do hereby make the following statement:

Since my appointment to the above office, it has been my policy not to authorize the letting of contracts to such an extent as to greatly reduce the value of "scrip" in the market, as a matter of justice both to the State, which should get the largest amount of work for the quantity of land appropriated, and to the contractor, who would be injuriously affected by flooding the market with scrip; acting upon this policy, I have endeavored to appropriate to each locality as fairly as possible, the number of miles to be constructed in each year, and in 1868 I authorized the local commissioner of the St. Mary's river and Mackinaw State road to let contracts for building twenty miles. He advertised the same, and at the letting there was no bidder present, except Wilbur H. Hill, who offered to take and did take five miles of the twenty so offered, as an experiment; that if he should desire after commencing the work, he might have the whole or any part of the remainder of said twenty miles. He subsequently decided to take five miles more, and late in the season decided to take, and did take the contract for building the remaining ten miles, under the understanding that he might do so, when the work was first offered.

Acting upon the same policy, I was not willing that any more contracts should be let in Menominee county, on the Deer Creek and Marble Quarry State road, as at the time I expressed my unwillingness, there were forty miles of the Wisconsin and Lake Superior road under contract, as well as sixty-three miles of the State road leading from Escanaba to Menominee, making upwards of one hundred miles of State roads in that locality, either under contract or completed, while



in the districts of Marquette, Houghton, Mineral Range and Ontonagon, comparatively little had been either placed under contract or completed, and the parties living in the last named localities were urging upon me their claims to have their roads put under contract, and, in my opinion, it was impossible for me to authorize the letting of any more contracts in the Menominee district without doing injustice to the other portions of the Upper Peninsula.

I brought the subject before the State Board of Control, at its meeting about the last of December last, and before receiving the contract for twelve miles of the Wisconsin and Lake Superior State road, made by the local commissioner in December last, and was advised by the board not to approve any more contracts until after the session of the Legislature, that I might first see what action would be taken by it upon the subject, and upon such advice I should have withheld my approval of that contract if there had been no other consideration therefor.

In the month of February, A. D. 1868, I employed Arthur Hill, an honest and capable man, to look after and report to me trespasses committed on the lands of the State in the Menominee country. He discharged that duty to my entire satisfaction, and I have no knowledge or belief, or reason to believe, that he spent any part of the time during which he was so employed, in looking lands with a view to reserving or buying the same.

I have no knowledge whatever of the minutes of lands used by him or his brother, or father, or the Sanilac parties, at the late land sale, and have not, and never have had, any interest, direct or indirect, near or remote, in said minutes, or in any contracts for building roads, made with them or either of them, or made with any other person, since I have held said office, nor have I any interest, direct or indirect, in any lands reserved by them, or either of them, nor have I ever had any such interest, and I have never favored nor tried to favor them, or either of them, as contractors or reservers of land, beyond any other contractor or contractors.

I did say to Mr. Ingalls, that when the proper time came for letting further contracts in Menominee, if there were no parties there who would take the same, I could find parties below who I thought would do so, but made reference to no particular person, and had none, at the time, in my mind. During the last of December, 1868, I was, and still am, holding contracts to a large amount, for future decision as to approval, not believing it good policy to approve contracts, and allow the right of reserving lands to attach for so long a period before any work can be done under the same.

At the time Mr. Ingalls transmitted the twelve mile contract before referred to for my approval, there was upwards of one hundred thousand acres of State swamp lands, subject to reservation on road contracts, already approved in the Upper Peninsula, and I did not think it prudent to increase the amount at that time, by approving said contract.

I beg leave also to refer to the accompanying sworn statements of Arthur Hill and Wilbur H. Hill, as to my connection with them.

I have the honor, gentlemen, to be

Your obedient servant,

L. B. CURTIS,  
*Commissioner.*

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, March 81, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 250, entitled

A bill to authorize and require the laying out and establishment of a State road from the western terminus of Fraser street, as laid down on the recorded map or plat of Corunna, in the county of Shiawassee, to Washington street, in the city of Owosso;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

THIRD READING OF BILLS.

Senate bill No. 211, entitled

A bill to amend sections 100, 102, 103, 105 and 106, of the revised statutes of 1846, being sections 448, 450, 451, 453 and 454 of the compiled laws, relating to the duties and compensation of county surveyors, and to repeal act No. 260, of session laws of 1861, entitled "An act to amend chapter 10, of the compiled laws, in relation to certain duties and compensation of county surveyors," approved March 16, 1861, and to repeal act No. 108, of session laws of 1867, entitled "An act to amend section 106, of chapter 10, being section 454, of the compiled laws, touching the compensation of county surveyors," approved March 26, 1867,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Shaw,
Avery,	Huston,	Sheldon,
Barnaby,	Hutchinson,	Sickels,
Baxter,	Ingersoll,	Smith,
Beall,	Jewell,	Snell,
Bostwick,	L. Kendrick,	Stannard,
R. V. Briggs,	Kingsley,	Stewart,
Cameron,	Klein,	Stockbridge,
B. Clark,	Lane,	Swift,
O. Clark,	Lovell,	Thompson,
Crossman,	McCowen,	Vowles,
Davis,	McKernan,	Wagner,
Doty,	Mead,	Walton,

Dusseau,	Miles,	Weier,	
Eck.	Millington,	Wendell,	
Elliott,	Newman,	Westover,	
Gay,	Osborn,	Wilcox,	
Goodrich,	Plimpton,	H. G. Williams,	
Harris,	Purcell,	J. A. Williams,	
Holt,	Putnam,	Woodard,	
Horton,	Rowlson,	Yawkey,	
Hubbard,	Sanford,	Speaker,	66
	NAYS.		0

Title agreed to.

On motion of Mr. Baxter,

House bill No. 349, entitled

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon;

By a vote of two-thirds of all the members elect, was ordered to take immediate effect.

Mr. Sanford moved to take from the table House bill No. 182, entitled

A bill to attach certain unorganized territory to the county of Iosco;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Sanford offered the following substitute therefor:

A BILL to attach certain unorganized territory to the county of Iosco.

SECTION 1. *The People of the State of Michigan enact*, That the unorganized county of Roscommon be and the same is hereby organized into a separate township, to be called and known as the township of Roscommon.

Sec. 2. The first township meeting in said township shall be held at the house of John H. Spencer, near Houghton Lake, in said township, on the first Monday in April next; and John H. Spencer, James Spencer and Henry Williams, are hereby authorized to act as the first inspectors of said election, to elect township officers; and in case of vacancy in said number of inspectors, from absence or other cause, the electors present shall

choose an inspector or inspectors to fill such vacancy, by a *viva voce* vote.

Sec. 3. If, for any reason, said township election shall not be held at the time herein appointed, it shall be lawful to hold the same at such other time or place in said township, as may be designated by said board of inspectors, on giving at least ten days' notice thereof, in four of the most public places in said township, which notice the said board of inspectors are hereby authorized and required to give.

Sec. 4. The said township is attached to the county of Gladwin, for municipal and judicial purposes, and until fully organized by the election and qualification of township officers, the said township shall be attached to the township of Gladwin for township purposes;

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Sheldon,
Avery,	Huston,	Sickels,
Baxter,	Hutchinson,	Smith,
Beall,	Ingersoll,	Snell,
R. V. Briggs,	Jewell,	Stannard,
Cameron,	L. Kendrick,	Stewart,
B. Clark,	F. G. Kendrick,	Stockbridge,
O. Clark,	Kingsley,	Swift,
Cogshall,	Klein,	Thompson,
Crossman,	Lovell,	Vowles,
Davis,	Mead,	Wagner,
Doty,	Miles,	Walton,
Dussean,	Miller,	Weier,
Eaton,	Osborn,	Westover,
Eck,	Plimpton,	Wilcox,
Elliott,	Purcell,	H. G. Williams,
Goodrich,	Putnam,	Woodard,
Harris,	Rowlson,	Yawkey,
Horton,	Sanford,	Speaker,
Hubbard,	Shaw,	

59

NAYS.

Mr. Newman,

1

Mr. Sanford moved to amend the title so that it should read:  
"A bill to organize the township of Roscommon, in the county of Roscommon;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Sanford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Miles moved to take from the table Senate bill No. 222, entitled

A bill providing for a board of commissioners who shall be authorized to procure plans and specifications for a State House;

Which motion prevailed.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Stockbridge moved to amend by striking out in line 1, of section 4, the word "contingent," and inserting "general" in lieu thereof;

Which was agreed to.

On motion of Mr. Rowleson,

The bill was laid on the table.

House bill No. 101, entitled

A bill to amend sections 10 and 17, of act No. 163, of session laws of 1861, being an act relative to laying out, altering or discontinuing highways,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Plimpton moved to amend by striking out after the words "four years," in line eight, the word "but," and inserting in lieu thereof, the words "no part of;"

Which was agreed to.

Mr. Smith moved that the bill be laid on the table;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Shaw,
Barnaby,	Hunt,	Sheldon,
Baxter,	Hurlbut,	Shier,
Beall,	Ingersoll,	Sickels,
Blake,	F. G. Kendrick,	Stewart,
Bostwick,	Kingalev,	Stockbridge,
Brownell,	Lane,	Swift,
Cameron,	Lee,	Thompson,
B. Clark,	McCowen,	Vowles,
O. Clark,	McKernan,	Wagner,
Cogshall,	Miles,	Walton,
Curry,	Mitchell,	Ward,
Doty,	Newman,	Weier,
Dusseau,	Osborn,	Wendell,
Eaton,	Plimpton,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Gay,	Putnam,	W. D. Williams,
Gifford,	Riopelle,	Woodard,
Goodrich,	Romeyn,	Yawkey, 57

## NAYS.

Mr. Avery,	Mr. Hutchinson,	Mr. Norton,
R. V. Briggs,	Jewell,	Smith,
Crane,	Klein,	Stannard,
Crossman,	Lovell,	Westover,
Davis,	Mason,	White,
Elliott,	Millington,	J. A. Williams,
Hubbard,	Murray,	Speaker, 21

Title agreed to.

Mr. Vowles moved that the bill be ordered to take immediate effect;

Which motion did not prevail.

Mr. Ingersoll moved to reconsider the vote by which the title was agreed to;

Which motion prevailed.

Mr. Ingersoll moved to amend the title so that it should read:

"A bill to amend sections 1, 10 and 17, of Act No. 163, of session laws of 1861, being an act relative to laying out, altering or discontinuing highways, and to repeal act Nos. 67 and 187, of the session laws of 1867;"

Which motion prevailed.

The title, as amended, was agreed to.

Mr. Stockbridge moved to take from the table Senate bill No. 176, entitled

A bill to amend section 19, of chapter 172, of the revised statutes of 1846, being section 6176 of the compiled laws, relative to the salaries of officers and Agent of the State prison;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. L. Kendrick moved to amend by striking out the word "fifteen," in line 2, of recited section 16, and inserting in lieu thereof the word "twelve."

Mr. Millington demanded the yeas and nays;

The demand was seconded, and the amendment was agreed to, by yeas and nays, as follows:

#### YEAS.

Mr. Avery,	Mr. Hurlbut,	Mr. Shaw,
Barnaby,	Hutchinson,	Sheldon,
Beall,	L. Kendrick,	Stannard,
Blake,	F. G. Kendrick,	Stewart,
Bostwick,	Kingsley,	Stockbridge,
R. V. Briggs,	Lane,	Swift,
Brownell,	Lee,	Ternea,
B. Clark,	Lovell,	Thompson,
O. Clark,	Mason,	Vowles,
Crossman,	McCowen,	Walker,
Davis,	Miller,	Walton,
Doty,	Millington,	Ward,
Eaton,	Mitchell,	Weier,
Eck,	Newman,	Wendell,
Elliott,	Norton,	J. A. Williams,
Goodrich,	Osborn,	W. D. Williams,
Hubbard,	Putnam,	Woodard,
Hunt,	Romeyn,	Speaker, 54

#### NAYS.

Mr. Harris,	Mr. Sanford,	Mr. Wagner,
Horton,	Slayton,	White,
Jewell,	Smith,	H. G. Williams,
Klein,	Snell,	Yawkey, 12

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:



## YEAS.

<b>Mr. Avery,</b>	<b>Mr. Huston,</b>	<b>Mr. Putnam,</b>
Baxter,	L. Kendrick,	Romeyn,
Blake,	F. G. Kendrick,	Rowlson,
Bostwick,	Lane,	Sanford,
Brownell,	Lee,	Shaw,
Cameron,	Lovell,	Slayton,
Crossman,	Mason,	Smith,
Curry,	McCowen,	Snell,
Eaton,	McKernan,	Stockbridge,
Eck,	Mead,	Thompson,
Gay,	Miles,	Vowles,
Gifford,	Miller,	H. G. Williams,
Horton,	Mitchell,	W. D. Williams,
Hubbard,	Norton,	Yawkey,
Hunt,	Osborn,	44

## NAYS.

<b>Mr. Ashley,</b>	<b>Mr. Hurlbut,</b>	<b>Mr. Swift,</b>
Barnaby,	Hutchinson,	Ternes,
Beall,	Jewell,	Wagner,
R. V. Briggs,	Kingsley,	Walker,
B. Clark,	Klein,	Walton,
O. Clark,	Mandigo,	Ward,
Crane,	Murray,	Weier,
Davis,	Newman,	Wendell,
Doty,	Parcell,	White,
Dussean,	Riopelle,	Wilcox,
Elliott,	Sheldon,	J. A. Williams,
Goodrich,	Shier,	Woodard,
Harris,	Stewart,	Speaker, 39

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 224, entitled .

A bill to provide for the imprisonment and detention of convicted persons in the Detroit House of Correction;

Which has passed the Senate by a majority vote of all the

Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Huston,

The rules were suspended, and the bill was placed on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 355, entitled

A bill to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved Feb. 14, 1853, by adding a new section thereto,

And to inform the House that the Senate has amended the same by adding the following to section 28: "And where such pipes are laid across more than one front of any lot, only the shortest front shall be estimated in making such assessment;"

In the passage of which, as thus amended, the Senate has concurred, by a majority vote of all the Senators elect, and has ordered the same to take immediate effect, by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Harris moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:—

YEAS.

Mr. Ashley,  
Barnaby,

Mr. Huston,  
Hutchinson,

Mr. Sheldon,  
Shier,

Bostwick,	Ingersoll,	Slayton,
Cameron,	Jewell,	Snell,
B. Clark,	L. Kendrick,	Stewart,
O. Clark,	F. G. Kendrick,	Stockbridge,
Cogshall,	Kingsley,	Swift,
Crane,	Klein,	Thompson,
Crossman,	Lane,	Vowles,
Curry,	Lovell,	Wagner,
Doty,	Mandigo,	Walker,
Dusseau,	McCowen,	Walton,
Eaton,	McKernan,	Weier,
Eck,	Miles,	Wendell,
Elliott,	Mitchell,	White,
Gay,	Newman,	Wileox,
Gifford,	Norton,	H. G. Williams,
Goodrich,	Osborn,	W. D. Williams,
Harris,	Putnam,	Woodard,
Holt,	Riopelle,	Yawkey,
Hunt,	Rowlson,	Speaker, 63
	NAYS.	0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, the committee on ways and means submitted the following report:

The committee on ways and means, to whom was referred Senate bill No. 133, entitled

A bill to provide an additional sum for the payment of officers and members of the Legislature for the year 1869,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendment, recommending that the amendment be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

**HENRY H. HOLT, *Chairman.***

**Report accepted and committee discharged.**

On motion of Mr. Blake,

The House concurred in the amendment made to the bill by the committee.

On motion of Mr. Holt,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Riopelle,
Baxter,	Huston,	Rowlson,
Beall,	Hutchinson,	Shaw,
Blake,	Ingersoll,	Sheldon,
Bostwick,	Jewell,	Sickels,
R. V. Briggs,	L. Kendrick,	Slayton,
Cameron,	Kingsley,	Snell,
B. Clark,	Klein,	Stewart,
O. Clark,	Lovell,	Stockbridge,
Cogshall,	Mandigo,	Swift,
Crossman,	McCowen,	Ternes,
Curry,	McKernan,	Vowles,
Davis,	Mead,	Wagner,
Doty,	Miles,	Walker,
Dusseau,	Miller,	Walton,
Eck,	Millington,	Wilcox,
Gifford,	Mitchell,	H. G. Williams,
Harris,	Murray,	W. D. Williams,
Holt,	Norton,	Woodard,
Horton,	Osborn,	Speaker,
Hubbard,	Putnam,	

62

## NAYS.

Mr. Brownell,	Mr. Sanford,	Mr. Wendell,
Eaton,	Ward,	J. A. Williams,

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 334, entitled

A bill to organize the township of Baraga, in the county of Houghton,

And to inform the House that the Senate has amended the same by striking out "next," in line 2, section 2, and inserting the figures "1869" in place thereof;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. McKernan moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Horton,	Mr. Rowson,
Barnaby,	Hubbard,	Sheldon,
Beall,	Huston,	Shier,
Blake,	Hutchinson,	Snell,
Brownell,	Ingersoll,	Stewart,
Cameron,	Jewell,	Stockbridge,
B. Clark,	L. Kendrick,	Ternes,
O. Clark,	Kingsley,	Vowles,
Crane,	Lane,	Wagner,
Crossman,	Lovell,	Walker,
Curry,	McCowan,	Walton,
Davis,	Mead,	Weier,
Doty,	Miles,	Wendell,
Dusseau,	Miller,	White,
Eck,	Millington,	Wilcox,
Elliott,	Murray,	H. G. Williams,
Gay,	Newman,	W. D. Williams,
Goodrich,	Osborn,	Woodard,
Harris,	Putnam,	Speaker,
Holt,	Riopelle,	

59

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

By unanimous consent, Mr. Ingersoll offered the following:

*Resolved*, That D. C. Henderson, compiler of the *Manual* for 1869, be and is hereby requested to forward by mail the said *Manual*, when printed, to the several members and officers of the House of Representatives;

Mr. R. V. Briggs moved to amend by striking out "that D. C. Henderson, compiler of the *Manual* for 1869," and the word "said" before "*Manual*," and insert after "resolved," "that the Secretary of State."

On motion of Mr. Ingersoll,

The resolution was referred to the committee on printing.

MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate manuscript bill, entitled

A bill to amend section 1 of an act entitled "An act requiring corporations doing business in this State, whose principal offices are out of the State, to keep a list of their stockholders and a transfer book within the State, approved March 30, 1869;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and,

On motion of Mr. Huston,

The rules were suspended, and the bill was placed on the order of third reading

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 5, entitled

Joint resolution proposing amendments to sections 3 and 4, article 4, section 1, article 7, and section 1, article 17, of the constitution of Michigan, in relation respectively, to the apportionment of representatives, to the qualification of electors, and to the militia;

In the passage of which the Senate has concurred by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Whereas*, The Legislature of 1867 declared as its “deliberate opinion that the high objects for which the University of Michigan was organized, will never be fully attained until women are admitted to all its rights and privileges;”

*And whereas*, There is a general and growing feeling throughout the State in favor of furnishing to the young women of the State all the advantages for education furnished to young men;

*And whereas*, The President of the University declares as his belief that the best method for Michigan, in furtherance of this object, would be to make provision for the instruction of women at the University on the same conditions as men; therefore, be it

*Resolved*, (the Senate concurring.) That the Board of Regents be requested to take such action as may be necessary to carry into effect this recommendation of the President of the University, as soon as practicable, without prejudice to the best interests of the same;

In the passage of which the Senate has concurred.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House manuscript joint resolution, entitled

Joint resolution authorizing the Governor to issue a patent of certain lands to John Dawling;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 37, entitled

A bill to authorize the Kalamazoo town agricultural society,



for improving the breed of horses, to sell and dispose of its real estate;

2. House bill No. 354, entitled

A bill to prevent the introduction of contagious diseases in cattle;

In the passage of which, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The two named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 364, entitled

A bill to amend section 29, of chapter 145, of the revised statutes of 1846, being section 5507 of the compiled laws, entitled "of the powers, duties and obligations of assignees of insolvent debtors," under this title;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect,

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 32, entitled

Joint resolution asking Congress for an appropriation of money for the improvement of Mackinaw Harbor, on the Island of Mackinaw, in the Straits of Michilimackinac;

In the passage of which the Senate has concurred, by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 31, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 329, entitled

A bill for the punishment of offenses in certain cases,

And to inform the House that the Senate has amended the title so as to read as follows:

“A bill for the punishment of the malicious injury and destruction of personal property;”

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Yawkey,

The House concurred in the amendment made to the title of the bill by the Senate.

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, April 1, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 118, entitled

A bill to amend section 1, of act No. 141, of the session laws of 1859, approved February 12, 1859, entitled an act to amend chapter 46, of the revised statutes of 1846, entitled of "timber and lumber floating upon waters, or carried upon adjoining lands," being section 1599, of the compiled laws, as amended,

And to inform the House that the Senate has amended the same as follows:

1. Amend section 1 of the bill by striking out of line 3 the words "one year," and inserting two years;" also, from line 12, the words "one year," and inserting "eighteen months," and by adding a new section, to stand as section 2, as follows:

"SEC. 2. Every owner or owners of saw-logs, timber or other floatables, who is running such logs, timber or floatables on any of the meandered streams of this State, shall employ and keep with such logs, timber or floatables at all times, a sufficient force of men to keep such floatables moving with the current, and prevent them from passing jams and obstructions, and all riparian owners of improved land along such streams, and all other persons injured, may recover of every such owner or owners, in an action of trespass on the case, the amount of damage actually sustained in consequence of such jams or obstructions, with costs."

2. Amend by striking out the word "in interest," in line 9, section 1, and inserting in place thereof the words "interested in such logs or lumber;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Yawkey,

The further consideration of the amendments was indefinitely postponed.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, April 1, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to re-return to the House the following bill:

House bill No. 75, entitled

A bill to repeal act No. 426, of the session laws of 1867, entitled "An act to incorporate the public schools of the village of Hudson," approved March 25th, A. D. 1867;

For which the Senate adopted a substitute, and to which substitute the House made an amendment, and to inform the House that the Senate has amended the House amendment to the substitute by striking out of said amendment all after the word "organization," in line 10, of said amendment, and by further inserting in the bill, in line 17, section one, between the words "district" and "shall" the following: "together with the north-east quarter of section twenty-five, in town seven south, of range one west, which is hereby attached to said incorporate district."

The Senate has concurred in the amendment to the substitute as thus amended.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Osborn moved that the House concur in the amendments made to the House amendment by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Sheldon,
Avery,	Hutchinson,	Sickels,
Baxter,	Ingersoll,	Smith,
Beall,	Jewell,	Snell,
R. V. Briggs,	L. Kendrick,	Stannard,
Brownell,	Kingalev,	Stewart,
Cameron,	Klein,	Swift,
B. Clark,	Lane,	Ternes,
Crane,	Lovell,	Thompson,
Curry,	Mandigo,	Vowles,
Doty,	McKernan,	Walker,
Dusseau,	Mead,	Walton,
Eaton,	Millington,	Weier,
Eck,	Mitchell,	Wendell,
Elliott,	Murray,	Wilcox,
Gifford,	Osborn,	H. G. Williams,
Goodrich,	Plimpton,	W. D. Williams,
Harris,	Putnam,	J. A. Williams,
Horton,	Romeyn,	Yawkey,
Hunt,	Rowlson,	Speaker, 60

## NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 352, entitled

A bill to provide for the construction of a State road in Van Buren county, and appropriating swamp land therefor,

And to inform the House that the Senate has amended the same by adding the following to the end of the bill:

“No deficiency of State swamp lands, which may now or hereafter exist, to meet any appropriation made by this act, shall be so construed as to create any lien or establish any claim against the State;”

In the passage of which, as thus amended, the Senate has

concurring by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

**HENRY S. SLEEPER**

*Secretary of the Senate.*

Mr. Baxter moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

**YEAS.**

Mr. Ashley,	Mr. Hubbard,	Mr. Shier,
Avery,	Hunt,	Sickels,
Barnaby,	Hurlbut,	Smith,
Baxter,	Hutchinson,	Snell,
Blake,	Ingersoll,	Stannard,
Bostwick,	Jewell,	Stewart,
Brownell,	Kingsley,	Stockbridge,
Cameron,	Klein,	Ternes,
B. Clark,	Lane,	Thompson,
O. Clark,	Lovell,	Vowles,
Crane,	Mandigo,	Walker,
Curry,	McKernan,	Walton,
Doty,	Mead,	Weier,
Dusseau,	Millington,	Wendell,
Eaton,	Mitchell,	Wilcox,
Eck,	Newman,	H. G. Williams,
Elliott,	Rowson,	W. D. Williams,
Goodrich,	Shaw,	Speaker,
Harris,	Sheldon,	

56

**NAYS.**

Mr. Davis,

Mr. Murray,

2

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

House bill No. 275, entitled

A bill appropriating State swamp land for the construction of a State road from Cheboygan river to Old Mackinaw,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Wendell moved that there be a call of the House;

Which motion did not prevail.

Mr. Bostwick moved to amend the bill by adding thereto the following:

" *Provided*, No deficiency of State swamp lands which may now or hereafter exist, to meet the appropriations made by this act, shall so operate as to create any lien or establish any claim against the State;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Sickels,
Avery,	Hutchinson,	Smith,
Barnaby,	Ingersoll,	Snell,
Baxter,	L. Kendrick,	Stewart,
Blake,	Kingsley,	Stockbridge,
Bostwick,	Klein,	Swift,
Brownell,	Lane,	Ternes,
B. Clark,	Mandigo,	Thompson,
Curry,	Mason,	Vowles,
Doty,	McCowen,	Wagner,
Dusseau,	McKernan,	Ward,
Eaton,	Miller,	Weier,
Eck,	Millington,	Wendell,
Gay,	Newman,	Westover,
Harris,	Osborn,	Wilcox,
Holt,	Plimpton,	H. G. Williams,
Horton,	Rowlson,	W. D. Williams,
Hubbard,	Sanford,	Woodard,
Hunt,	Sheldon,	Speaker,
Hurlbut,	Sheir,	

59

#### NAYS.

Mr. R. V. Briggs,	Mr. Goodrich,	Mr. Murray,
Cameron,	Jewell,	Walker,
Crane,	Lovell,	Walton,
Davis,	Mead,	J. A. Williams, 12

Title agreed to.

On motion of Mr. Wendell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 295, entitled

A bill to provide for laying out and establishing a swamp

land State road from the village of Escanaba, in the county of Delta, running westerly on the most direct and eligible route, to, a point at or near the southern terminus of the L'Anse Bay and State Line road, in the county of Marquette, and to appropriate swamp lands therefor,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Davis moved to amend by striking out all of section 3 after the word "appropriated," and inserting the following in lieu thereof: "all the unappropriated swamp land in the Upper and Lower Peninsulas;"

Which was not agreed to.

Mr. Bostwick moved to amend by adding to section 3 the following: "*Provided*, That if there is a deficiency of such lands, no liability shall be created against the State of Michigan;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Ingersoll,	Mr. Shaw,
Avery,	L. Kendrick,	Shier,
Barnaby,	Kingsley,	Sickels,
Baxter,	Lane,	Slayton,
Brownell,	Mason,	Smith,
B. Clark,	McCowen,	Snell,
Curry,	McKernan,	Stannard,
Doty,	Mead,	Stockbridge,
Dusseau,	Miller,	Thompson,
Eaton,	Millington,	Vowles,
Eck,	Mitchell,	Wagner,
Gay,	Newman,	Wendell,
Gifford,	Norton,	White,
Horton,	Osborn,	Wilcox,
Hubbard,	Plimpton,	H. G. Williams,
Hurlbut,	Purcell,	W. D. Williams,
Huston,	Sanford,	Speaker,
Hutchinson,		



## NAYS.

Mr. Blake,	Mr. Goodrich,	Mr. Putnam,
Bostwick,	Harris,	Rowlson,
R. V. Briggs,	Holt,	Stewart,
Cameron,	Hunt,	Ternes,
O. Clark,	Jewell,	Walker,
Crane,	Lovell,	Walton,
Crossman,	Mandigo,	J. A. Williams,
Davis,	Murray,	Woodard,
Elliott,		

25

Title agreed to.

## MESSAGE FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER, }  
*Lansing, March 31, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to request the House to return to the Senate, House bill No. 352, entitled

A bill to provide for the construction of a State road in Van Buren county, and appropriating swamp land therefor.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

By unanimous consent, the committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment, to whom was referred House bill No. 352, entitled

A bill to provide for the construction of a State road in Van Buren county, and appropriating swamp land therefor,

Have directed me to report the same back to the House without action.

E. M. MASON, *Chairman.*

Report accepted.

On motion of Mr. Miles,

The Clerk was instructed to return the bill to the Senate.

By unanimous consent, the committee on roads and bridges submitted the following report:

The committee on roads and bridges, to whom was referred Senate bill No. 213, entitled

A bill to amend sections 3 and 6 of an act entitled "An act to accept the grant of lands made to the State of Michigan by the United States, to aid in the construction of a military road from Fort Wilkins, Copper Harbor, to the Wisconsin line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4, 1864,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

W. D. WILLIAMS, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Smith,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Williams,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Miles moved to amend by inserting after the word "same," in fourth line, section 1, the words "approved February 4th, 1864;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Blake,

Mr. Hurlbut,  
Ingersoll,  
Jewell,  
L. Kendrick,  
Kingalev,

Mr. Shier,  
Sickels,  
Smith,  
Snell,  
Stannard,

Bostwick,	Lane,	Stewart,
Brownell,	Lovell,	Stockbridge,
Cameron,	Mandigo,	Ternes,
B. Clark,	Mason,	Thompson,
O. Clark,	McCowan,	Vowles,
Crane,	Mead,	Wagner,
Crossman,	Miles,	Walker,
Curry,	Mitchell,	Walton,
Davis,	Murray,	Ward,
Doty,	Norton,	Wendell,
Dussean,	Osborn,	White,
Eaton,	Plimpton,	Wilcox,
Eck,	Purcell,	H. G. Williams,
Elliott,	Putnam,	J. A. Williams,
Gay,	Rowlson,	W. D. Williams,
Harris,	Sanford,	Woodard,
Holt,	Shaw,	Yawkey,
Hubbard,	Sheldon,	Speaker,
Hunt,		

70

NAYS.

0

Mr. W. D. Williams moved to amend the title by striking the letter "s" off the word "sections," and by striking out the words "and six;"

Which motion prevailed.

The title, as amended, was agreed to.

Senate manuscript bill, entitled

A bill to amend section 1 of an act entitled "An act requiring corporations doing business in this State, whose principal offices are out of the State, to keep a list of their stockholders, and a transfer book, within this State," approved March 30, 1869,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. L. Kendrick,	Mr. Sheldon,
Avery,	F. G. Kendrick,	Shier,
Barnaby,	Kingsley,	Sickels,
Baxter,	Lane,	Smith,
Blake,	Lee,	Stannard,
Bostwick,	Mandigo,	Stewart,
R. V. Briggs,	McCowan,	Stockbridge,
Brownell,	McKernan,	Ternes,

Cameron,	Mead,	Thompson,
B. Clark,	Miles,	Vowles,
Crossman,	Millington,	Wagner,
Curry,	Mitchell,	Walton,
Davis,	Murray,	Ward,
Doty,	Newman,	Wendell,
Eck,	Osborn,	White,
Elliott,	Plimpton,	Wilcox,
Gay,	Purcell,	H. G. Williams,
Horton,	Putnam,	W. D. Williams,
Hubbard,	Riopelle,	Woodard,
Hunt,	Sanford,	Yawkey,
Hutchinson,	Shaw,	Speaker,
Ingersoll,		

64

## NAYS.

Mr. Slayton,

Mr. Walker,

2

Title agreed to.

On motion of Mr. McKernan,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 224, entitled

A bill to provide for the imprisonment and detention of convicted persons in the Detroit House of Correction,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Riopelle moved to lay the bill on the table;

Which motion did not prevail.

Mr. Slayton moved to amend by inserting at the beginning of section 2, the words "any justice of;" also, by inserting before the word "circuit," where it first occurs in same line, "the judge of the;"

Which was agreed to.

Mr. Slayton moved to further amend by striking out in lines 8 and 9, of section 3, all after the word "officer," to and including the word "corpus;"

Which was agreed to.

Mr. R. V. Briggs moved to lay the bill on the table;

Which motion did not prevail.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Sanford,
Avery,	Hunt,	Shaw,
Barnaby,	Hurlbut,	Shier,
Baxter,	Huston,	Sickels,
Beall,	Hutchinson,	Slayton,
Blake,	Kingale,	Snell,
Bostwick,	Lane,	Stewart,
Brownell,	Lovell,	Stockbridge,
Cameron,	Mason,	Swift,
B. Clark,	McCowen,	Thompson,
Crane,	Mead,	Vowles,
Crossman,	Miller,	Wagner,
Curry,	Murray,	Walker,
Davis,	Newman,	Walton,
Doty,	Norton,	Ward,
Eck,	Osborn,	H. G. Williams,
Elliott,	Plimpton,	J. A. Williams,
Gifford,	Putnam,	Yawkey,
Goodrich,	Rowlson,	Speaker, 57

## NAYS.

Mr. R. V. Briggs,	Mr. Hubbard,	Mr. Purcell,
O. Clark,	Ingersoll,	Riopelle,
Cogshall,	L. Kendrick,	Sheldon,
Dusseau,	F. G. Kendrick,	Ternes,
Eaton,	Klein,	Weier,
Gay,	Lee,	Wendell,
Harris,	Miles,	White,
Horton,	Mitchell,	23

Title agreed to.

## MESSAGES FROM THE SENATE.

By unanimous consent, the Speaker announced the following:

SENATE CHAMBER,  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 204, entitled

A bill to repeal sections 1, 2, 3 and 4, of chapter 18, being

sections 948, 949, 950 and 951 of the compiled laws, relative to certain taxes;

2. Senate bill No. 205, entitled

A bill to amend section 52, of act No. 135, of the laws of 1857, approved February 16, 1857, being an act to authorize the business of banking;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bills were read a first and second time by their titles, and  
On motion of Mr. Cameron,

The rules were suspended, and the bills were placed on the order of third reading.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 371, entitled

A bill to authorize the formation of corporations for the purpose of improving the navigation of rivers,

And to inform the House that the Senate has amended the same by striking out in line 3, section 4, the words "Board of Control of St. Mary's Falls Ship Canal," and inserting in place thereof the words "Governor and Attorney General of this State;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has

ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Crossman moved that the House concur in the amendment made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hubbard,	Mr. Sanford,
Avery,	Hunt,	Shaw,
Barnaby,	Hurlbut,	Sheldon,
Baxter,	Hutchinson,	Shier,
Beall,	Ingersoll,	Sickels,
Bostwick,	L. Kendrick,	Slayton,
Brownell,	Kingsley,	Smith,
Cameron,	Klein,	Snell,
B. Clark,	Lovall,	Stewart,
O. Clark,	McCowen,	Swift,
Cogshall,	McKernan,	Vowles,
Crane,	Mead,	Wagner,
Crossman,	Miles,	Walker,
Curry,	Miller,	Walton,
Davis,	Mitchell,	Ward,
Doty,	Newman,	Weier,
Dusseau,	Norton,	Wilcox,
Eaton,	Osborn,	H. G. Williams,
Eck,	Plimpton,	J. A. Williams,
Elliott,	Purcell,	W. D. Williams,
Goodrich,	Riopelle,	Yawkey,
Harris,	Rowlson,	Speaker,
Holt,		

67

NAYS.

Mr. R. V. Brigga,

1

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved*, (the Senate concurring,) That from and after Thursday, the 1st day of April, 1869, the two Houses will transact no business, other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same upon the journals of the proper Houses, by the Secretary and Clerk, and that the final adjournment of this Legislature shall be on Monday, the 5th day of April, 1869;

In the passage of which the Senate has concurred.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The message was laid on the table.

By unanimous consent, the committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 103, being

A bill to provide for the inspection of illuminating oils manufactured from petroleum or coal oil,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ingersoll,

The rules were suspended, and the bill was placed on the order of third reading.

The committee on State affairs also submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 147, being

A bill for the vacating of cemetery plats and cemetery grounds lying within the corporate limits of cities and villages,

Respectfully report that they have had the same under con-



sideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ingersoll,

The rules were suspended, and the bill was placed on the order of third reading.

The committee on State affairs also submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 154, being

A bill to provide for the sessions of the Board of State Auditors,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ingersoll,

The rules were suspended, and the bill was placed on the order of third reading.

The committee on State affairs also submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 186, being

A bill to protect the proprietors of hotels,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ingersoll,

The rules were suspended, and the bill was placed on the order of third reading.

The committee on State affairs also submitted the following report:

The committee on State affairs, to whom was referred Senate bill No. 183, being

A bill in relation to the Michigan reports deposited with the Secretary of State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ingersoll,

The rules were suspended, and the bill was placed on the order of third reading.

By the committee on roads and bridges:

The committee on roads and bridges, to whom was referred Senate bill No. 149, entitled

A bill to amend section 17 of an act approved March 15th, 1861, relative to laying out, altering and discontinuing highways,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do not pass, and ask to be discharged from the further consideration of the subject.

C. SHIER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Shier,

The bill was laid on the table.

The committee on public lands submitted the following report:

The committee on public lands, to whom was referred

A bill to amend section 1666 of the compiled laws, being section 8, of chapter 52 of the compiled laws, relative to the manufacture and sale of intoxicating drinks as a beverage,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, Jr., *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Huston,

The rules were suspended, and the bill was placed on the order of third reading.

Mr. Huston moved that rule No. 47 of the House, be suspended for the remainder of the session;

Which motion prevailed.

Mr. Brownell moved to take from the table House bill No. 345, entitled

A bill to provide for the extension of what is called the Capac State road, in the counties of St. Clair and Lapeer, a distance of two miles further west;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,

Mr. Hubbard,  
Hunt,  
Huston,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Lane,  
Mason,  
Mead,  
Miles,

Mr. Sanford,  
Sheldon,  
Sickels,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stockbridge,  
Swift,  
Ternes,

Crane,  
Curry,  
Doty,  
Dussean,  
Eck,  
Gay,  
Harris,  
Holt,

Miller,  
Millington,  
Mitchell,  
Newman,  
Norton,  
Osborn,  
Purcell,

Vowles,  
Walton,  
Wilcox,  
H. G. Williams,  
W. D. Williams,  
Yawkey,  
Speaker,

52

## NAYS.

Mr. Bostwick,  
Crossman,  
Davis,  
Elliott,  
Hutchinson,  
Lovell,

Mr. Mandigo,  
Murray,  
Romeyn,  
Shier,  
Thompson,

Mr. Walker,  
Ward,  
Weier,  
J. A. Williams,  
Woodard,

16

Title agreed to.

On motion of Mr. Brownell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Mitchell moved to take from the table House bill No. 297, entitled

A bill to provide for the drainage and reclamation of swamp land, by means of a State road and ditches from the east arm of Grand Traverse bay to Houghton lake;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Bostwick,  
Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,

Mr. Hurlbut,  
Huston,  
Hutchinson,  
Ingersoll,  
L. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Mandigo,  
Mason,  
McCowen,

Mr. Purcell,  
Riopelle,  
Romeyn,  
Sanford,  
Sheldon,  
Sickels,  
Smith,  
Snell,  
Stockbridge,  
Swift,  
Thompson,

Crane,	McKernan,	Vowler,
Curry,	Mead,	Wagner,
Doty,	Miles,	Walton,
Dusseau,	Miller,	Westover,
Eaton,	Millington,	Wilcox,
Gay,	Mitchell,	H. G. Williams,
Holt,	Newman,	Yawkey,
Horton,	Osborn,	Speaker,
Hunt,		

58

## NAYS.

Mr. Blake,	Mr. Murray,	Mr. Ward,
R. V. Briggs,	Putnam,	Weier,
Davis,	Shier,	White,
Harris,	Ternes,	J. A. Williams,
F. G. Kendrick,	Walker,	Woodard,

15

Mr. Mitchell moved to amend the title by striking out the words "Houghton Lake," and inserting in lieu thereof the following: "the center of Kalkasoa county;"

Which motion prevailed.

The title, as amended, was agreed to.

On motion of Mr. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Mitchell moved to take from the table House bill No. 300, entitled

A bill to provide for the drainage and reclamation of swamp land by means of a State road and ditches, from Ludington, in Mason county, to the east line of said county;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Holt,	Mr. Mitchell
Avery,	Horton,	Newman,
Barnaby,	Hubbard,	Riopelle,
Baxter,	Hunt,	Rowlson,
Beall,	Huston,	Sickels,
Brownell,	Hutchinson,	Snell,

Cameron,  
B. Clark,  
Cogshall,  
Crane,  
Curry,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Gay,  
Gifford,

Ingersoll,  
L. Kendrick,  
Kingsley,  
Lane,  
Lee,  
Mandigo,  
McCowan,  
McKernan,  
Miles,  
Miller,  
Millington,

Stannard,  
Stockbridge,  
Swift,  
Thompson,  
Vowles,  
Wagner,  
Walton,  
Westover,  
Wilcox,  
H. G. Williams,  
Speaker, 51

## NAYS.

Mr. Bostwick,  
R. V. Briggs,  
O. Clark,  
Davis,  
Elliott,  
Goodrich,  
Harris,  
Hurlbut,  
Jewell,  
F. G. Kendrick,

Mr. Lovell,  
Mead,  
Murray,  
Norton,  
Osborn,  
Purcell,  
Putnam,  
Romeyn,  
Shaw,  
Sheldon,

Mr. Shier,  
Stewart,  
Ternes,  
Walker,  
Ward,  
Weier,  
White,  
J. A. Williams,  
Woodard, 29

Title agreed to.

On motion of Mr. Mitchell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Wilcox moved to take from the table Senate bill No. 199, entitled

A bill relative to the organization and powers of fire and marine insurance companies transacting business within this State;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Lovell,

The bill was referred to the committee on banks and incorporations.

Mr. Curry offered the following:

Whereas, House bill No. 62, being an act authorizing the locating, establishing and constructing of ditches, drains and

water courses by highway commissioners of townships, and repealing all acts relating thereto, has passed both branches of this Legislature, and has been ordered to take immediate effect, and the same has been approved by the Governor; therefore,

*Resolved*, That the Secretary of State be and is hereby directed to procure the printing, in pamphlet form, of twelve hundred copies of said House bill No. 62, and that the same be distributed, by sending a sufficient number of copies to the clerks of the several counties, to be distributed by them to the several townships, (where, in his judgment, the law will be required;)

Which was adopted.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following:  
House bill No. 320, entitled

A bill to provide for the payment of taxes levied and assessed upon lands purchased and not held for non-payment of taxes,

And to inform the House that the Senate has amended the same, as follows:

1. Amend lines 1 and 2, section 7, by striking out the words "maintain any action for," and inserting "shall be entitled to;"

2. In line 5, same section, strike out "at the time of commencing such action," and insert "at any time before final judgment in his favor;"

Also, strike out the words in line 10, "commencement of such action, or the;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,  
*Secretary of the Senate.*

Mr. Miles moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Sanford,
Barnaby,	Jewell,	Shaw,
Baxter,	L. Kendrick,	Shier,
Beall,	F. G. Kendrick,	Sickels,
Blake,	Kingsley,	Smith,
Bostwick,	Klein,	Snell,
Brownell,	Lane,	Stannard,
Cameron,	Lee,	Stewart,
B. Clark,	Lovell,	Swift,
O. Clark,	Mandigo,	Thompson,
Cogshall,	McKernan,	Vowles,
Crossman,	Mead,	Walker,
Doty,	Miles,	Weier,
Dussean,	Miller,	Wendell,
Elliott,	Millington,	Westover,
Gay,	Mitchell,	White,
Gifford,	Newman,	Wilcox,
Goodrich,	Norton,	H. G. Williams,
Hubbard,	Plimpton,	J. A. Williams,
Hunt,	Putnam,	W. D. Williams,
Huston,	Romeyn,	Speaker, 63

## NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following:

1. House bill No. 372, entitled

A bill to amend section 1, of act No. 420, session laws of 1867, entitled "An act to make an additional appropriation for the construction of the Midland City, Houghton Lake and Grand Traverse Bay State road," approved March 23, 1867;

2. House bill No. 274, entitled

A bill to authorize the incorporation of building and savings'



associations, under the provisions of chapter 56 of the compiled laws, and the acts amendatory thereof;

3. House bill No. 113, entitled

A bill to provide for an appeal from the township board of school inspectors of any school district, to the township board;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER.

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

House bill No. 90, entitled

A bill to amend act No. 77, of the laws of 1861, entitled "An act to amend section 5 of an act entitled 'An act to provide for assessing property at its true value, and for levying and collecting taxes thereon,' approved February 28, A. D. 1861,"

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Brownell,

The bill was laid on the table.

Senate bill No. 204, entitled

A bill to repeal sections 1, 2, 3 and 4, of chapter 18, being sections 948, 949, 950 and 951, of the compiled laws; also, act No. 122, of the laws of 1867, entitled "An act to tax banking associations organized under the laws of the United States," approved March 27, 1867, relative to certain taxes,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,

Mr. Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,

Mr. Sheldon,  
Shier,  
Slayton,  
Smith,  
Stannard,  
Stewart,

Brownell,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Goodrich,  
Holt,  
Horton,  
Hutchinson,  
Ingersoll,

Lee,  
Lovell,  
Mandigo,  
McCowen,  
McKernan,  
Miller,  
Millington,  
Mitchell,  
Newman,  
Norton,  
Putnam  
Romeyn,  
Sanford,  
Shaw,

Stockbridge,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,  
Wendell,  
White,  
H. G. Williams,  
J. A. Williams,  
Speaker,

61

NAYS.

0

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 205, entitled

A bill to amend section 52, of act No. 135, of the laws of 1857, approved February 16, 1857, being an act to authorize the business of banking,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Baxter,  
Beall,  
Blake,  
R. V. Briggs,  
Crane,  
Curry,  
Davis,  
Doty,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Goodrich,

Mr. Hutchinson,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Lee,  
Lovell,  
McCowen,  
Millington,  
Mitchell,  
Murray,  
Norton,  
Putnam,  
Romeyn,  
Rowlson,  
Sanford,

Mr. Sickels,  
Smith,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Thompson,  
Wagner,  
Walker,  
Walton,  
Ward,  
Weier,  
Wendell,  
White,  
H. G. Williams,

Holt,  
Horton,  
Hubbard,  
Hunt,

Shaw,  
Sheldon,  
Shier,

J. A. Williams,  
W. D. Williams,  
Speaker,

58

## NAYS.

Mr. O. Clark,

1

Title agreed to.

On motion of Mr. Baxter,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 154, entitled

A bill to provide for the sessions of the Board of State Auditors,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
Cameron,  
B. Clark,  
O. Clark,  
Cogshall,  
Davis,  
Doty,  
Dunseau,  
Eck,  
Elliott,  
Gay,  
Gifford,  
Goodrich,  
Harris,  
Holt,

Mr. Horton,  
Hubbard,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,  
Lane,  
Lee,  
Mandigo,  
McCowen,  
McKernan,  
Mead,  
Miller,  
Millington,  
Murray,  
Norton,  
Plimpton,

Mr. Putnam,  
Sanford,  
Sheldon,  
Sickels,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Ternes,  
Thompson,  
Vowles,  
Wagner,  
Walton,  
Ward,  
Weier,  
White,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Speaker,

61

## NAYS.

0

Title agreed to.

On motion of Mr. Holt,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Senate bill No. 183, entitled

A bill in relation to the Michigan reports deposited with the Secretary of State,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Shaw,
Avery,	Ingersoll,	Sheldon,
Barnaby,	Jewell,	Shier,
Baxter,	F. G. Kendrick,	Sickels,
Blake,	Kingsley,	Smith,
Bostwick,	Klein,	Snell,
Cameron,	Lane,	Stannard,
B. Clark,	Lee,	Stewart,
O. Clark,	Lovell,	Stockbridge,
Cogshall,	McCowen,	Ternes,
Crane,	McKernan,	Thompson,
Davis,	Miles,	Wagner,
Doty,	Millington,	Walker,
Dusseau,	Mitchell,	Walton,
Eaton,	Murray,	Weier,
Eck,	Newman,	Wendell,
Gay,	Norton,	White,
Goodrich,	Plimpton,	H. G. Williams,
Harris,	Putnam,	J. A. Williams,
Hubbard,	Sanford,	Speaker,
Hunt,		

61

## NAYS.

0

Title agreed to.

On motion of Mr. Cameron,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following:

Senate bill No. 277, entitled

A bill to provide for the location and erection of a State prison in the Upper Peninsula;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and

On motion of Mr. Stockbridge,

The rules were suspended, and the bill was placed on its immediate passage.

The bill was then read a third time, and pending the taking of the vote on the passage thereof,

Mr. Cameron moved to amend by striking out in line 2 of section 8, the word "eight," and inserting "fifteen" in lieu thereof;

Which was not agreed to.

Mr. McKernan moved to amend by striking out "eight," in line 2, of section 8, and inserting "five" in lieu thereof;

Which was agreed to.

The bill was then not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,  
Blake,  
O. Clark,  
Curry,  
Dusseau,  
Gay,  
Harris,  
Horton,  
Hubbard,  
Hurlbut,  
Huston,  
Klein,

Mr. Lee,  
Mason,  
McKernan,  
Miles,  
Mitchell,  
Newman,  
Norton,  
Plimpton,  
Sanford,  
Sheldon,  
Smith,

Mr. Snell,  
Stewart,  
Ternes,  
Thompson,  
Weier,  
Wendell,  
Westover,  
Wilcox,  
H. G. Williams,  
W. D. Williams,  
Woodard,

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NAYS.

Mr. Ashley,  
Avery,

Mr. Goodrich,  
Holt,

Mr. Putnam,  
Romeyn,

Baxter,  
Beall,  
Bostwick,  
R. V. Briggs,  
Brownell,  
Cameron,  
B. Clark,  
Crane,  
Davis,  
Doty,  
Eck,  
Elliott,

Hunt,  
Hutchinson,  
Ingersoll,  
Jewell,  
L. Kendrick,  
Lovell,  
Mandigo,  
McCowen,  
Mead,  
Miller,  
Millington,  
Murray,

Rowson,  
Shaw,  
Shier,  
Sickels,  
Stannard,  
Stockbridge,  
Vowles,  
Wagner,  
Walker,  
Walton,  
J. A. Williams,  
Speaker, 42

The committee on the judiciary submitted the following report:

The committee on the judiciary, to whom was referred Joint resolution proposing amendments to section 1, article 9, of the constitution of Michigan, in relation to the salaries of State officers, judges of the Supreme and circuit courts,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

B. W. HUSTON, JR., *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Huston,

The rules were suspended, and the joint resolution was placed on the order of third reading.

The committee on State affairs submitted the following report:

The committee on State affairs, to whom was referred manuscript joint resolution, entitled

Joint resolution for the relief of Edward Murphy,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

JOHN N. INGERSOLL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ingersoll,

The joint resolution was laid on the table.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, on the 31st day of March, 1869, the following bills, to wit:

A bill to incorporate the city of Lapeer;

Also,

A bill to incorporate the village of Milford;

Also,

A bill to incorporate the village of White Pigeon;

Also,

A bill to amend section 569, of the compiled laws, in reference to the bond of township treasurers;

Also,

A bill to amend section 24, of chapter 140, of the revised statutes of 1846, being section 5384 of the compiled laws, relative to the limitation of personal actions, as amended by act No. 30, of the session laws of 1867;

Also,

A bill to amend section 5, of chapter 156, of the revised statutes, being section 5360, of the compiled laws, of offenses against chastity, morality and decency;

Also,

A bill to authorize the Kalamazoo and Grand Rapids plank road company to vacate certain parts of said road;

Also,

A bill to provide for the appointment of a stenographer for the circuit court for the county of Wayne and other counties in this State, and to limit the operation of sections 1 and 4 of an act to declare and establish the practice in charging or instructing juries, and in settling the law in cases tried in circuit courts, approved March 26th, 1869;

Also,

A bill to lay out and establish a State swamp land road from the north-east corner of township 3 north, of range 16 west, in Allegan county, east along the town lines of Saugatuck, Laketown, Manlius and Fillmore, in said county, to the Allegan and Holland road running from Allegan, in Allegan county, to Holland, in Ottawa county;

Also,

A bill to enable the townships of Erie, LaSalle and Bedford, county of Monroe, and State of Michigan, to issue its bonds to aid in the building of a free stone or plank road, on the turnpike leading to Toledo, Ohio, from the north line of said township to the Ohio State line;

Also,

A bill to amend act No. 244, of the session laws of 1865, approved March 18, 1865, entitled an act to amend an act entitled an act to incorporate the village of Mackinac, approved March 25th, 1848, and numbered 108, and to add certain sections thereto, by adding two new sections thereto, to stand as sections 33 and 34;

Also,

Joint resolution to authorize the Governor to convey certain State lands to Henry A. Shaw, of Eaton county, as the grantee of Daniel J. Spencer;

Also,

A bill to incorporate the village of Wayne;

Also,

A bill to amend act No. 350, of the session laws of 1865, entitled "An act to protect fish and preserve the fisheries of this State," approved March 21, 1865, by adding two sections, to stand as sections 10 and 11 of said act;

Also,

A bill to provide for the laying out and establishing a State road in the county of Alcona, and to appropriate certain non-resident highway taxes to aid in the construction of the same;



Also,

A bill to amend section 29, of chapter 72, of the revised statutes of 1846, being section 2944, relating to appeals from the decision of commissioners in the payment of debts and legacies of deceased persons;

Also,

A bill to provide for laying out and establishing a State road in the counties of Macomb and St. Clair;

Also,

A bill to amend act No. 289, entitled an act to organize union school district No. 1, of the township of Spaulding, in the county of Saginaw, and to authorize said district to borrow money; also to add a new section thereto;

Also,

A bill to provide for holding the annual township meeting in the township of Muskegon, in the county of Muskegon, for the year 1870;

Also,

A bill to provide for the construction of a State road from Isabella, in the county of Isabella, north to Tobacco river; thence north of east, to intersect the Midland and Traverse Bay State road;

Also,

A bill to enable the Lapeer and Port Huron plank road company to charge and receive additional tolls for travel over their road;

Also,

A bill to authorize the trustees of the Methodist Episcopal church of Danaville, Ingham county, to convey certain real estate;

Also,

A bill to provide for the drainage and reclamation of swamp lands, by means of a State ditch in Tuscola county;

Also,

A bill to organize the county of Charlevoix;

Also,

A bill to amend an act entitled "An act to authorize the several townships in the counties of Livingston, Oakland, Washtenaw and Wayne, to pledge their credit, and the county of Livingston to raise by tax, or borrow money, to aid in the construction of a railroad from some point near the city of Detroit, to Howell, in the county of Livingston," approved February 5th, 1864, and amended by act of the Legislature approved March 21st, 1865;

Also,

A bill to authorize proceedings to collect taxes to defray the expenses of constructing certain ditches in the county of Saginaw, and to appraise the damages arising from the construction of such ditches;

Also,

A bill to detach certain territory from the city of East Saginaw, and annex the same to the village of South Saginaw, in the township of Spaulding, in the county of Saginaw, and to constitute it a part of union school district number one, of the township of Spaulding;

Also,

A bill appropriating certain non-resident tax to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county;

Also,

A bill to amend act No. 484, of the session laws of 1867, approved March 27, 1867, entitled an act to amend act No. 100, of session laws of 1848, incorporating the Detroit and Saline plank road company, by adding a new section thereto;

Also,

A bill to amend section 2 of an act entitled an act to incorporate the Detroit and Saline plank road company, approved March 23, 1848;

Also,

A bill to reorganize the township of Caledonia, in the county of Shiawassee;

Also,

A bill to lay out and establish a State road in Houghton county, to be known as the Portage river and Torch lake State road, and to provide for the construction of the same;

Also,

A bill to amend section 2, of act No. 213, of the session laws of 1865, entitled "An act to lay out and establish a State road in the Upper Peninsula, to be known as the Winona and Franklin State road, and to provide for the construction of the same," approved March 16, 1865;

Also,

A bill to aid the Union Agricultural Society;

Also,

A bill to provide for laying out and establishing a State road in the township of Ishpeming, county of Marquette;

Also,

A bill to amend an act entitled an act to authorize fractional school district No. 8, of the townships of Antwerp and Porter, in the county of Van Buren, to organize a graded school, and to pledge the credit of said school district for the purpose of building a union school-house;

Also,

A bill to aid the Fenton Union Agricultural Society;

Also, the following bills, which were presented to the Governor on the first day of April, 1869, to wit:

A bill to incorporate the city of Muskegon;

Also,

A bill to provide for the incorporation of coöperative and mutual benefit associations;

Also,

A bill to authorize the township of Portsmouth, in the county of Bay, to issue its bonds to aid in the construction of a bridge across Saginaw river;

Also,

A bill to incorporate the village of New Buffalo, Berrien county.

E. M. MASON, *Chairman*.

Report accepted.

MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following:  
House bill No. 307, entitled

A bill to secure uniformity in the surveys, field notes, diagrams and records of State roads; to require copies to be made, filed and kept, and to provide for the payment of all necessary expenses attending the same,

And to inform the House that the Senate has adopted the following substitute for section one of the bill:

"Sec. 1. *The People of the State of Michigan enact, That in surveying and locating any State roads hereafter to be surveyed and located, it shall be the duty of the local commissioner, or other person or persons having charge of the same, to make the survey, or cause the survey to be made, on the centre line of the road to be located, all the termini and angles to be established with proper monuments, or noting bearing trees; the course from angle to angle to be accurately given in degrees and minutes, and the distance from one angle to another to be measured and stated in chains and links. Whenever the line of survey crosses a section line, the point of crossing shall be described by giving the distance of such crossing from a section, quarter section or meander corner. The magnetic variation of the needle shall be stated. The field notes shall also show the character of the country on the line of said survey, by describing the timber, soil and general surface of the ground, and shall give the width of all streams at the point where said road line crosses; said field notes shall be made on separate sheets, one sheet for each township through which*

such road is in whole or in part, located; said sheets to be twelve inches square, exclusive of necessary margin;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. B. Clark moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,	Mr. Hunt,	Mr. Shier,
Avery,	Hurlbut,	Sickels,
Beall,	Ingersoll,	Smith,
Blake,	Jewell,	Snell,
Bostwick,	L. Kendrick,	Stannard,
Brownell,	F. G. Kendrick,	Stewart,
Cameron,	Lane,	Stockbridge,
B. Clark,	Lee,	Ternes,
O. Clark,	Lovell,	Thompson,
Curry,	Mandigo,	Vowles,
Davis,	McCowen,	Wagner,
Doty,	Mead,	Walker,
Dusseau,	Miller,	Walton,
Elliott,	Murray,	Weier,
Gifford,	Newman,	Wendell,
Goodrich,	Norton,	H. G. Williams,
Harris,	Plimpton,	J. A. Williams,
Holt,	Rowlson,	Woodard,
Hubbard,	Sheldon,	Speaker, 57

NAYS.

0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

On motion of Mr. Baxter,

The House took a recess until half-past two o'clock this afternoon.

AFTERNOON SESSION.

2½ o'clock P. M.

The House met, and was called to order by the Speaker.

Roll called: quorum present.

Mr. Sanford moved to take from the table House bill No. 333, entitled

A bill to amend section 50, of chapter 134 of the compiled laws;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Sanford moved to amend, by inserting after the word "taxes," in line 4 of recited section 50, the words "shall be evicted;"

Which was agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

Mr. Ashley,	Mr. Huston,	Mr. Slayton,
Avery,	Hutchinson,	Smith,
Barnaby,	Jewell,	Snell,
Baxter,	L. Kendrick,	Stockbridge,
Blake,	Kingsley,	Swift,
Bostwick,	Lane,	Thompson,
B. Clark,	Mason,	Wagner,
Cogshall,	McKernan,	Walker,
Crossman,	Mead,	Walton,
Curry,	Miles,	Ward,
Davis,	Miller,	Weier,
Dusseau,	Millington,	Wendell,
Eaton,	Newman,	Westover,
Eck,	Osborn,	Wilcox,
Elliott,	Plimpton,	H. G. Williams,
Gay,	Putnam,	J. A. Williams,
Gifford,	Rowlson,	W. D. Williams,
Goodrich,	Sanford,	Woodard,
Hubbard,	Sheldon,	Yawkey,
Hunt,	Sickels,	Speaker, 60

#### NAYS.

Mr. R. V. Briggs,	Mr. O. Clark,	Mr. Shier,
Cameron,	Klein,	5

Mr. Sanford moved to amend the title by adding thereto the words "relative to ejectments;"

Which was agreed to.

The title, as amended, was agreed to.

On motion of Mr. Sanford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The committee on the judiciary submitted the following report:

The committee on the judiciary, to whom was referred Senate bill No. 72, entitled

A bill to prevent the destruction of muskrats and muskrat houses in the marshes along the shore of lakes Erie, St. Clair, Huron and Michigan,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, recommending that the amendments be concurred in, and that the bill, when so amended, do pass, and ask to be discharged from the further consideration of the subject.

ELISHA F. MEAD, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Dusseau,

The House concurred in the amendments made to the bill by the committee.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Bostwick,  
R. V. Briggs,  
Cameron,  
B. Clark,  
O. Clark,

Mr. Goodrich,  
Harris,  
Hurlbut,  
Huston,  
Hutchinson,  
Jewell,  
L. Kendrick,  
Kingley,  
Klein,  
Lane,  
Lovell,

Mr. Putnam,  
Shaw,  
Sheldon,  
Shier,  
Slayton,  
Snell,  
Stewart,  
Swift,  
Ternes,  
Thompson,  
Vowles,

Cogshall,  
Crane,  
Crossman,  
Curry,  
Davis,  
Dusseau,  
Eaton,  
Eck,  
Elliott,  
Gay,  
Gifford,

McKernan,  
Mead,  
Miles,  
Miller,  
Millington,  
Mitchell,  
Newman,  
Norton,  
Osborn,  
Plimpton,  
Purcell,

Wagner,  
Walker,  
Walton,  
Weier,  
Wendell,  
H. G. Williams,  
J. A. Williams,  
W. D. Williams,  
Woodard,  
Yawkey,  
Speaker, 66

## NAYS.

Mr. Sickels,

1

Title agreed to.

On motion of Mr. Gifford,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Curry asked and obtained leave of absence for himself, for an indefinite time.

The following report was submitted:

The special joint committee on the part of the Senate and House of Representatives, to whom was referred the message of the Governor relative to the Portage Lake and Lake Superior ship canal, respectfully report that they have given the subject that consideration which its importance demands, and have instructed us to report that, in the opinion of your committee, no legislation is advisable with reference to such ship canal, and ask to be discharged from the further consideration of the subject.

W. B. WILLIAMS,

*Chairman Senate Committee.*

W. D. WILLIAMS,

*Chairman House Committee.*

Report accepted and committee discharged.

Senate bill No. 101, entitled

A bill to amend section 1666 of compiled laws, being section 8, of chapter 52, of the compiled laws, relative to the manufacture and sale of intoxicating drinks as a beverage,



Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. R. V. Briggs moved to amend by striking out in lines 8 and 9, of sections 7 and 8, the words "except the defendant therein,"

Which was withdrawn.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Gifford,	Mr. Sheldon,
Avery,	Hunt,	Shier,
Barnaby,	Huston,	Sickels,
Baxter,	Hutchinson,	Slayton,
Beall,	Jewell,	Smith,
Blake,	L. Kendrick,	Snell,
Bostwick,	Lane,	Stannard,
Brownell,	Lovell,	Stockbridge,
Cameron,	Mason,	Swift,
B. Clark,	McCowen,	Thompson,
Crane,	Mead,	Vowles,
Crossman,	Millington,	Wagner,
Curry,	Murray,	Walker,
Davis,	Newman,	Walton,
Doty,	Norton,	Ward,
Dusseau,	Osborn,	H. G. Williams,
Eck,	Putnam,	J. A. Williams,
Elliott,	Rowlson,	Yawkey,
Gay,	Shaw,	Speaker, 57

## NAYS.

Mr. R. V. Briggs,	Mr. McKernan,	Mr. Stewart,
O. Clark,	Miles,	Ternes,
Cogshall,	Miller,	Weier,
Eaton,	Mitchell,	Wendell,
Goodrich,	Plimpton,	Westover,
Harris,	Purcell,	Wilcox,
Hubbard,	Riopelle,	W. D. Williams,
Kingsley,	Romeyn,	Woodard,
Klein,		25

Title agreed to.

Senate bill No. 103, entitled

A bill to provide for the inspection of illuminating oils, manufactured from petroleum or coal oils,

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Mead moved to amend by striking out all after the word "purpose," in line 4, to and including the word "embraced," in line 5, and inserting "the Governor of the State" in lieu thereof;

Which was not agreed to.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. F. G. Kendrick, Mr. Shier,	
Baxter,	Kingsley,	Sickels,
Bostwick,	Klein,	Smith,
Cameron,	Lane,	Snell,
B. Clark,	McCowen,	Stewart,
O. Clark,	McKernan,	Swift,
Coggsball,	Miles,	Ternes,
Crane,	Millington,	Thompson,
Crossman,	Mitchell,	Vowles,
Davis,	Murray,	Wagner,
Doty,	Newman,	Walker,
Dusseau,	Norton,	Ward,
Eck,	Osborn,	Weier,
Gay,	Plimpton,	Westover,
Goodrich,	Purcell,	Wilcox,
Hubbard,	Putnam,	H. G. Williams,
Hurlbut,	Riopelle,	W. D. Williams,
Huston,	Romeyn,	Woodard,
Hutchinson,	Rowson,	Yawkey,
Jewell,	Sheldon,	Speaker, 60

## NAYS.

Mr. Stockbridge,	Mr. Wendell,	2
Title agreed to.		

The following report was submitted:

The committee of conference appointed to consider the matter of difference between the two Houses relative to House joint resolution No. 4, being

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of judges of the circuit court,

And the Senate's substitute therefor, would respectfully report that they have had the same under consideration, and have agreed to recommend the following:

1st. That the Senate recede from its action in adopting a substitute for said joint resolution;

2d. That the following amendments be made to the House joint resolution:

1. In line 4, strike out the words "one thousand," and insert the words "twenty-five hundred;"

2. Strike out the words "five hundred," in line 5;

3. In line 6, strike out the word "one," and insert the word "two;"

4. In line 7, strike out the word "one," and insert the word "two;"

5. In line 8, strike out the word "one," and insert the word "two;"

6. In line 3, strike out the words "eight hundred," at the beginning of the line, and insert the words "two thousand;" also, at the end of the same line, strike out the word "eight," and at the beginning of line 10 strike out the word "hundred," and insert the words "two thousand;" also, in line 10, strike out the words "eight hundred," and insert the words "two thousand;" also insert after the word "of," in line 20, the words "State officers and;" also insert in line 21, after the word "of," the words "State officers and;"

7. In the title of the joint resolution, after the word "of," insert the words "State officers and;"

Thus amended, the committee recommend the passage of the joint resolution, and ask to be discharged from the further consideration of the subject.

T. G. SMITH,

*Chairman of the Committee on part of the Senate.*

GEO. P. SANFORD,

*Chairman of the Committee on part of the House.*

Report accepted and committee discharged.

Mr. Sanford moved that the House concur in the recommendations of the committee of conference;

The motion to concur did not prevail, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Avery,	Mr. Kingsley,	Mr. Rowson,
Barnaby,	Lane,	Sanford,
Baxter,	Mason,	Shier,
Blake,	McCowen,	Sickels,
Bostwick,	McKernan,	Stanton,
Cameron,	Mead,	Smith,
B. Clark,	Miles,	Snell,
Crane,	Miller,	Stockbridge,
Crossman,	Millington,	Swift,
Davis,	Mitchell,	Thompson,
Doty,	Murray,	Vowles,
Eaton,	Newman,	Wagner,
Eck,	Norton,	Walton,
Elliott,	Osborn,	Westover,
Gay,	Plimpton,	H. G. Williams,
Goodrich,	Putnam,	W. D. Williams,
Horton,	Riopella,	Yawkey,
Hutchinson,	Romeyn,	Speaker,
L. Kendrick,		

55

## NAYS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Stewart,
Beall,	Huston,	Tarnes,
R. V. Briggs,	Jewell,	Walker,
O. Clark,	F. G. Kendrick,	Weier,
Cogshall,	Klein,	Wendell,
Dusseau,	Lovell,	Wilcox,
Harris,	Purcell,	J. A. Williams,
Hubbard,	Shaw,	Woodard,
Hunt,	Sheldon,	

26

Mr. Huston moved to reconsider the vote by which the House refused to concur in the recommendation of the committee of conference;

Which motion prevailed.

Mr. Huston moved that there be a call of the House;

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave:

Messrs. Brownell, Gifford, Holt, Ingersoll, L. Kendrick, Lee, Mandigo, Murray, Stannard, Ward and White.

The Sergeant-at-Arms announced Messrs. Stannard, Murray and Brownell, at the bar of the House, who,

On motion of Mr. Horton,

Were admitted within the bar of the House, and allowed to take their seats without rendering excuses for being absent without leave.

On motion of Mr. Mason,

All further proceedings under the call were dispensed with.

Mr. Plimpton demanded the previous question;

The demand was seconded, and the main question ordered.

The motion to concur in the recommendations of the committee of conference then prevailed, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,	Mr. Hutchinson,	Mr. Rowleson,
Avery,	Ingersoll,	Sanford,
Barnaby,	L. Kendrick,	Shier,
Baxter,	Kingsley,	Sickels,
Beall,	Lane,	Slayton,
Blake,	Lovell,	Smith,
Brownell,	Mandigo,	Snell,
Cameron,	Mason,	Stannard,
B. Clark,	McCowen,	Stockbridge,
Crane,	McKernan,	Swift,
Crossman,	Mead,	Thompson,
Davis,	Miles,	Vowles,
Doty,	Miller,	Wagner,
Eaton,	Millington,	Walker,
Eck,	Mitchell,	Walton,
Elliott,	Murray,	Ward,
Gay,	Newman,	Westover,
Gifford,	Norton,	White,
Goodrich,	Osborn,	Wilcox,
Holt,	Plimpton,	H. G. Williams,
Horton,	Putnam,	W. D. Williams,

Hunt,  
Hurlbut,  
Huston,

Riopelle,  
Romeyn,

Yawkey,  
Speaker,

70

## NAYS.

Mr. Bostwick,  
R. V. Briggs,  
O. Clark,  
Cogshall,  
Dusseau,  
Harris,  
Hubbard,

Mr. Jewell,  
F. G. Kendrick,  
Klein,  
Parcell,  
Shaw,  
Sheldon,

Mr. Stewart,  
Ternes,  
Weier,  
Wendell,  
J. A. Williams,  
Woodard,

19

Senate bill No. 186, entitled

A bill to protect the proprietors of hotels,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Blake,  
Bostwick,  
Cameron,  
B. Clark,  
O. Clark,  
Davis,  
Doty,  
Elliott,  
Gay,  
Gifford,  
Goodrich,

Mr. Harris,  
Holt,  
Horton,  
Hubbard,  
Huston,  
Kingsley,  
Klein,  
Lane,  
Lovell,  
Mandigo,  
McKernan,  
Mead,  
Miles,  
Millington,  
Newman,

Mr. Norton,  
Putnam,  
Sanford,  
Shier,  
Sickels,  
Snell,  
Stewart,  
Stockbridge,  
Swift,  
Vowles,  
Wagner,  
Walker,  
Wilcox,  
H. G. Williams,  
W. D. Williams,

45

## NAYS.

Mr. R. V. Briggs,  
Cogshall,  
Dusseau,  
Eaton,  
Hunt,  
Hurlbut,  
Hutchinson,  
L. Kendrick,  
F. G. Kendrick,  
McCowen,

Mr. Miller,  
Osborn,  
Plimpton,  
Parcell,  
Riopelle,  
Romeyn,  
Rowlson,  
Shaw,  
Sheldon,  
Slayton,

Mr. Ternes,  
Thompson,  
Walton,  
Weier,  
Wendell,  
Westover,  
White,  
J. A. Williams,  
Yawkey,  
Speaker,

30

Senate bill No. 147, entitled

A bill to provide for the vacating of cemetery plats and cemetery grounds lying within the incorporated limits of cities,

Was read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Avery,	Mr. Huston,	Mr. Shaw,
Baxter,	Ingersoll,	Shier,
Davis,	F. G. Kendrick,	Sickels,
Doty,	Klein,	Slayton,
Dusseau,	Lane,	Snell,
Eaton,	Lovell,	Ternes,
Eck,	McCowen,	Vowles,
Gay,	McKernan,	Ward,
Goodrich,	Mitchell,	White,
Holt,	Newman,	W. D. Williams,
Horton,	Riopelle,	Speaker,
Hubbard,		

34

NAYS.

Mr. Ashley,	Mr. Kingsley,	Mr. Rowson,
Barnaby,	Mandigo,	Stewart,
R. V. Briggs,	Mason,	Stockbridge,
Cameron,	Miles,	Thompson,
B. Clark,	Miller,	Walker,
O. Clark,	Millington,	Walton,
Cogshall,	Norton,	Weier,
Crane,	Osborn,	Westover,
Hunt,	Plimpton,	Wilcox,
Hurlbut,	Pureell,	H. G. Williams,
Hutchinson,	Putnam,	J. A. Williams,
Jewell,	Romeyn,	Yawkey,

36

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 275, entitled

A bill appropriating State swamp land, for the construction of a State road, from Cheboygan river to Old Mackinaw;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following:  
House bill No. 816, entitled

A bill to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches, from Tawas Bay, in Iosco county, to the intersection of the Midland and Traverse Bay State road,

And to inform the House that the Senate has amended the same by adding the following section to the bill:

"Sec. 4. No deficiency of State swamp lands, which may now or hereafter exist, to meet any appropriations made by this act, shall be so construed as to create any lien or establish any claim against the State;"

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Ingersoll moved that the House concur in the amendment made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,

Mr. Hunt,  
Hurlbut,  
Huston,  
Hutchinson,

Mr. Plimpton,  
Riopelle,  
Romeyn,  
Sanford,



Blake,	Ingersoll,	Shier,
Bostwick,	L. Kendrick,	Sickels,
Cameron,	F. G. Kendrick,	Slayton,
B. Clark,	Kingsley,	Smith,
O. Clark,	Klein,	Snell,
Cogshall,	Lovell,	Stewart,
Crossman,	Mandigo,	Stockbridge,
Davis,	Mason,	Walker,
Doty,	McCowen,	Ward,
Gay,	McKernan,	Westover,
Goodrich,	Miller,	Wilcox,
Harris,	Millington,	H. G. Williams,
Holt,	Norton,	W. D. Williams,
Hubbard,	Osborn,	Speaker, 54
	NAYS.	0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate, (the House concurring,) That the Auditor General be instructed to procure the immediate publication, in convenient form, of a sufficient number of copies of "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," passed at the present session, to furnish each organized township in the State with five copies, and that such copies be transmitted to the several township clerks throughout the State;*

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Norton,

The House concurred in the adoption of the concurrent resolution.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 321, entitled

A bill to detach sections 14, 28 and 33, in township 54 north, of range 35 west, in the township of Hancock, in Houghton county, and attach the same to Adams township, in said county;

2. House bill No. 310, entitled

A bill to punish persons for breaking locks and chains attached to boats, and suffering the same to float away, upon the lakes, rivers and streams in the State of Michigan;

3. House bill No. 368, entitled

A bill to authorize a re-survey of the village of Vernon, in the county of Shiawassee, and to record the plat thereof;

4. House bill No. 378, entitled

A bill to amend an act to incorporate the village of Lowell, approved March 15, 1861, as amended by act No. 169, of the session laws of 1865, approved March 14, 1865;

5. House bill No. 376, entitled

A bill to authorize the incorporation of trades unions as mechanics' associations, under the provisions of chapter 62 of the compiled laws;

6. House bill No. 377, entitled

A bill to authorize the common council of the village of Lowell, in the county of Kent, to cause a re-survey and re-platting of said village to be made and recorded, and to assess and collect the necessary expenses therefor;

7. House bill No. 373, entitled

A bill to provide for holding township meetings in certain new townships, in the year 1869;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same

to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The several named bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, April 1, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 4, entitled

Joint resolution proposing an amendment to section 1, article 9, of the constitution of this State, relative to the salaries of judges of the circuit court,

And to inform the House that the Senate has concurred in the recommendations of the committee of conference on the disagreement of the two Houses on the joint resolution.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
*Lansing, April 1, 1869.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 215, entitled

A bill to amend act No. 76, of the session laws of 1867, entitled, "an act for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner," approved March 21, 1867, by adding six new sections thereto, to stand as sections 14, 15, 16, 17, 18, 19,

And to inform the House that the Senate has amended the same as follows:

1st. Amend section 16, by adding the following words to the end of the section: "But the clerk having charge of the office of the general Commissioner at Lansing, shall be paid the sum of two hundred dollars annually, in addition to his salary, as provided by the act to which this is amendatory, for the extra labor imposed on him by this act;"

2d. Amend section 15, line 3, by inserting after the word Michigan, as follows: "and shall have full authority to decide upon using swamp lands for the construction of road beds for tram, train, or railroads in the Upper Peninsula, when authorized by law to be so used, and shall have similar powers and control over such road-beds as over swamp land State roads in said Upper Peninsula;"

3d. Amend section 18, by striking out of said section all after the word "quarterly," in line 2, up to and including the word "allow," in line 4;

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and has ordered the same to take immediate effect by a vote of two-thirds of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

Mr. Cameron moved that the House concur in the amendments made to the bill by the Senate;

Which motion prevailed, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Avery,  
Barnaby,  
Baxter,  
Bostwick,  
Cameron,  
B. Clark,  
O. Clark,  
Crane,

Mr. Hunt,  
Hurlbut,  
Huston,  
Hutchinson,  
Ingersoll,  
L. Kendrick,  
F. G. Kendrick,  
Kingsley,  
Klein,

Mr. Shaw,  
Shier,  
Sickels,  
Slayton,  
Smith,  
Snell,  
Stockbridge,  
Swift,  
Thompson,

Crossman,	Lane,	Vowles,	
Curry,	Lovell,	Walker,	
Doty,	Mandigo,	Walton,	
Dusseau,	McCowen,	Ward,	
Eaton,	McKernan,	Weier,	
Eck,	Mead,	Westover,	
Elliott,	Millington,	Wilcox,	
Gay,	Osborn,	H. G. Williams,	
Goodrich,	Putnam,	J. A. Williams,	
Harris,	Riopelle,	W. D. Williams,	
Holt,	Romeyn,	Speaker,	62
Hubbard,	Sanford,		
	NAYS.		0

The bill was then referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved by the Senate, ( the House concurring, )* That the two Houses will transact no business after 5 o'clock P. M. of to-day;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

On motion of Mr. Gay,

The House concurred in the adoption of the resolution.

House manuscript joint resolution, entitled

Joint resolution proposing amendments to section 1, article 9, of the constitution of Michigan, in relation to the salaries of State officers, Judges of the Supreme and circuit courts,

Was read a third time, and pending the taking of the vote on the passage thereof,

On motion of Mr. Huston,

The joint resolution was laid on the table.

The committee on banks and incorporations submitted the following report:

The committee on banks and incorporations, to whom was referred Senate bill No. 199, entitled

A bill relative to the organization and powers of fire and marine insurance companies transacting business within this State,

Respectfully report that they have had the same under consideration, and that on account of the short time allowed them, the bill having been put into their hands but about an hour before dinner, they have not been able to give it that consideration which its importance demands. They have read it through hastily, and believe it to be a very stringent bill, that it guards carefully the interests of the insured, and compels a strict accountability on the part of insurance companies.

Your committee believe it to be the true policy of the State to encourage the formation of such companies within its borders, in order to keep here the large amount of capital now yearly sent into other States, and even into foreign countries. We cannot see why capital invested in such business, under safe laws, cannot make just as large returns within this State as without it. We are happy to be able to point to several home insurance companies which do pay fair dividends to the stockholders, and hope their number may be rapidly increased. As capital increases they will undoubtedly multiply, following the general law of capital, to go where investments are safe and profitable. What your committee most earnestly desire is to so carefully guard the rights and interests of all that while capitalists shall not be dissuaded from the investment, the person insured, on the other hand, shall feel and know that his hope, in case of the misfortune of fire, will not fail. Whether these objects will be fully or even partially accomplished by this bill experience alone will tell.

We believe it a step in the right direction. We wish the number of home companies and the amount of their business would justify the appointment of a State insurance commis-

sioner, and the organization of an insurance department similar to those in eastern States. All that will follow in due course.

We would also say that the Senate has added to the printed bill a manuscript section, numbered 37, which provides that "The provisions of this bill shall not apply to farmers' mutual insurance companies which insure farm buildings and contents solely, as now organized or that may hereafter be organized under act No. 262, of the session laws of 1859, and the acts amendatory thereof, but such companies shall continue to be subject to the provisions of said act."

They have, therefore, directed me to report the same back to the House, without amendment, and recommend that it do pass, and ask to be discharged from the further consideration of the subject.

T. J. SLAYTON, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Stockbridge,

The bill was placed on its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Ashley,  
Barnaby,  
Baxter,  
Beall,  
Blake,  
Brownell,  
Cameron,  
O. Clark,  
Cogshall,  
Crane,  
Crossman,  
Curry,  
Doty,  
Dusseau,  
Eck,  
Elliott,  
Gay,

Mr. Huston,  
Ingersoll,  
Jewell,  
L. Kendrick,  
Kingale, y,  
Klein,  
Lane,  
Mandigo,  
McCowen,  
Miles,  
Miller,  
Millington,  
Mitchell,  
Newman,  
Norton,  
Osborn,  
Purcell,

Mr. Sickels,  
Slayton,  
Smith,  
Snell,  
Stannard,  
Stewart,  
Stockbridge,  
Swift,  
Ternes,  
Thompson,  
Vowles,  
Walker,  
Walton,  
Ward,  
Wendell,  
Westover,  
White,

Gifford,  
Horton,  
Hunt,  
Hurlbut,

Putnam,  
Sapford,  
Shaw,  
Shier,

Wilcox,  
H. G. Williams,  
W. D. Williams,  
Yawkey, 63

# NAYS.

Mr. Avery,  
Bostwick,  
B. Clark,  
Davis,

Mr. Goodrich,  
Hubbard,  
Hutchinson,  
Romeyn,

Mr. Rowison,  
Wagner,  
Weier,  
Speaker, 12

Title agreed to.

Mr. Horton offered the following:

*Resolved*, That 225 copies of the well edited and well printed pamphlet containing a report complete of the legislative excursion to the Saginaw Valley, besides many statistics of interest and value concerning the cities and towns along the route, be procured by the committee on supplies and expenditures, for the use of the members of this House, at a cost not exceeding forty cents each;

Which was not adopted.

## MESSAGE FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bills:

1. House bill No. 327, entitled

A bill to amend section 2, of act No. 160, of the session laws of 1861, entitled an act to amend an act entitled "An act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being section 4779, of the compiled laws;

2. House bill No. 366, entitled

A bill to amend sections 9, 10, 11, 12, 13 and 14, of chapter 39, of the compiled laws, relative to the support of poor persons by their relatives;



In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The two bills were referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following joint resolution:

House joint resolution No. 31, entitled

Joint resolution proposing an amendment to section 9, article 10, of the constitution of this State, relative to allowing the board of supervisors of counties, to raise two thousand dollars a year, for the purpose of repairing and constructing public buildings, highways or bridges;

In the passage of which the Senate has concurred by a two-thirds vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment, for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, April 1, 1869. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following:

House bill No. 333, entitled

A bill to amend section 50, of chapter 134 of the compiled laws, relative to ejectments;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

HENRY S. SLEEPER,

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment, for enrollment.

Mr. Yawkey moved to take from the table, Senate manuscript bill, entitled

A bill to promote immigration to Michigan;

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage,

It was passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

Mr. Barnaby,	Mr. Ingersoll,	Mr. Sanford,
Baxter,	L. Kendrick,	Sheldon,
Blake,	F. G. Kendrick,	Smith,
Cameron,	Kingsley,	Snell,
B. Clark,	Klein,	Stewart,
O. Clark,	Lane,	Stockbridge,
Cogshall,	Mason,	Ternes,
Curry,	McKernan,	Thompson,
Doty,	Mead,	Vowles,
Dussean,	Miles,	Wagner,
Eaton,	Miller,	Ward,
Gay,	Mitchell,	Weier,
Gifford,	Newman,	Westover,
Harris,	Plimpton,	H. G. Williams,
Horton,	Putnam,	W. D. Williams,
Hubbard,	Riopelle,	Woodard,
Hunt,	Romeyn,	Yawkey,
Huston,		

59

NAYS.

Mr. Ashley,	Mr. Hurlbut,	Mr. Shaw,
Avery,	Hutchinson,	Shier,
Beall,	Jewell,	Sickels,
Bostwick,	Lovell,	Slayton,
R. V. Briggs,	Mandigo,	Stannard,

Brownell,	McCowen,	Swift,	
Crane,	Millington,	Walker,	
Crossman,	Murray,	Walton,	
Davis,	Osborn,	White,	
Elliott,	Pureell,	Wilcox,	
Goodrich,	Rowison,	Speaker,	33

Title agreed to.

On motion of Mr. Yawkey,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Huston offered the following:

*Resolved*, That the thanks of this House are due to N. B. Jones, the energetic and efficient Clerk of this House, and to his Assistants, James H. Stone and E. A. Sunderlin, for their faithfulness and industry in performing their respective duties;

Which was adopted.

The Speaker called the Speaker *pro tem.* to the chair.

Mr. Cogshall offered the following:

*Resolved*, That the Clerk of the House be directed to mail to the officers and members of the House, the journals for the remainder of the session;

Which was adopted.

Mr. Shaw offered the following:

*Resolved*, That the thanks of the members of this House, be and the same are hereby individually and collectively extended to the several messenger boys of the House, for their uniform good nature, alacrity and cheerfulness in the discharge of their duties on this floor; that we part with their pleasant, cheerful faces with much regret, and hereby tender to each of them our best wishes for their happiness and prosperity in their various avocations of life;

Which was adopted.

Mr. Miles offered the following:

*Resolved*, That the thanks of this House, be and the same are hereby heartily tendered to the Honorable J. J. Woodman, the Speaker thereof, for the marked ability, uniform kindness, urbanity, courtesy, and impartiality with which he has presided

over the deliberations of this body during the session just drawing to a close; and that in parting with him as our presiding officer, we do so with regret, and desire him to take with him, as he vacates the Speaker's chair, this expression of our united friendship and high esteem;

Which was adopted.

The Speaker then resumed the chair, and addressed the House as follows:

**GENTLEMEN OF THE HOUSE**—Nothing could be more satisfactory to me than this voluntary assurance on your part of your approval of the manner in which I have discharged the responsible duties which you entrusted to my hands. We met here at the opening of the session, most of us as strangers. You, by your votes, elected me as your presiding officer. Conscious of my weakness, I assumed the position with much diffidence. I was confident that I should never ask your indulgence or forbearance in vain, for any error which I might commit, in an honest endeavor to execute and enforce the rules which you had adopted for your government. In this I have not been disappointed. Every gentleman upon this floor has treated me, throughout all the conflicts of this session, with the utmost kindness and respect; and I assure you, gentlemen, that it has been my constant and studied effort to discharge the duties of the Chair impartially and according to the very best of my ability, and wherever I have failed, it has been an error of the head, and not of the heart.

The rapidly increasing population and development of our State demands a corresponding increase of legislation; consequently, you have had placed before you, for consideration and final action, a large amount of business, including many new and important measures. In so large an amount of legislation it is not surprising there should be many vexed questions of conflicting interests. These have all been considered, discussed, and acted upon with a promptness, candor, impartial judgment and good feeling unparalleled in the history of Michigan legislation. Firm in the conviction that your work has been well

done, and will result in great good to the State; trusting that you will be received by your constituents with the welcome plaudit, "Well done, good and faithful servants;" and assuring you that I entertain nothing but the most friendly feeling towards every member and officer of this House, and shall ever look back upon the many hours spent here with you as among the most interesting and pleasant of my life, I again thank you for the honor you have conferred upon me, and your constant kindness and courtesy towards me. In conclusion, gentlemen, I most cordially invite you all, whenever you can make it convenient to do so, to call upon me at my residence. You will ever find "the latch-string out," doors that swing on hinges that do not grate, and the welcome hospitalities of a plain Michigan farmer within. But the time has come for our separation, and I bid you farewell.

Mr. McKernan offered the following:

*Resolved*, That the thanks of the members of this House be and they are hereby tendered to the Hon. B. W. Huston, Jr., for the able and impartial manner in which he has discharged his duties as Speaker *pro tem.* of this House;

Which was adopted.

The Sergeant-at-Arms announced a committee from the Senate, who announced that they were instructed to inform the House that the Senate had finished its business and was ready to adjourn.

The committee on printing submitted the following report:

The committee on printing respectfully report the following resolution, and recommend its adoption:

*Resolved*, That the compiler of the Manual transmit by mail or otherwise, two copies of the Legislative Manual for 1869, to each member, and one copy of the same to each of the officers and messenger boys of the House, as soon as published.

H. B. ROWLSON,

*Chairman of the Committee.*

Report accepted and committee discharged.

On motion of Mr. Ingersoll,

The resolution was adopted.

Mr. Sanford moved that a committee of three be appointed to wait on the Senate, and inform that body that the House had finished its business and was ready to adjourn;

Which motion prevailed.

The Speaker *pro tem.* announced as such committee, Messrs. Sanford, Ashley and Miles.

The committee on supplies and expenditures submitted the following report:

The committee on supplies and expenditures report the following as the amount of stationery drawn by the committees and officers respectively of the House, the accounts for which are duly certified to in proper manner, and of which several amounts your committee recommend the payment:

Committee on State affairs, .....	\$22 14
“ Judiciary, .....	18 32
“ Harbors, .....	11 43
“ Elections, .....	9 65
“ Federal Relations, .....	15 26
“ Banks and Incorporations, .....	21 55
“ Public Lands, .....	16 28
“ Printing, and Manual compiler, .....	22 73
“ Agriculture, .....	3 68
“ Towns and Counties, .....	3 91
“ Education, .....	4 02
“ Rules and Joint Rules, .....	2 62
“ Engrossment and Enrollment, .....	12 97
“ Roads and Bridges, .....	17 77
“ Agricultural College, .....	13 85
“ Asylum for Insane, .....	9 65
“ Deaf, Dumb and Blind Institution, ....	11 80
“ Reform School, .....	3 76
“ Geological Survey, .....	9 97
“ Military Affairs, .....	14 98

Committee on Salines,.....	\$16 26
" State Prison,.....	11 75
" Mines and Minerals,.....	3 27
" Manufactures,.....	3 65
" Lumber Interests,.....	10 28
" Religious and Benevolent Societies,....	2 42
" Insurance, .....	21 88
" Ways and Means,.....	12 64
" Local taxation,.....	10 75
" Immigration,.....	9 40
" Fisheries, .....	9 17
" Internal Improvements,.....	25 40
" Supplies and Expenditures,.....	196 55
" Indian Affairs,.....	11 20
" Drainage, (special,).....	5 06
" D. & M. R. R. Investigation, (special,)..	22 45
" Enrolling and Engrossing Clerk,.....	16 69
" Speaker,.....	22 12
" Clerk,.....	152 65

LYMAN MURRAY, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Rowson,

The recommendations of the committee were concurred in.

Mr. Miles offered the following:

*Resolved*, That the thanks of this House be and the same are hereby tendered to Mr. Barlow, Sergeant-at-Arms, and to Mr. Seaver, his Assistant, for the courtesy and kindness with which they have uniformly treated the members of this House, and particularly for the ease and courtesy with which they have arrested the several delinquent members at various times and brought them to the bar of this House, when ordered to arrest the same;

Which was adopted.

Mr. Baxter offered the following:

*Resolved*, That one dollar each per day be allowed and paid to Alfred Barlow, Sergeant-at-Arms, and H. H. Seaver, Assistant

Sergeant-at-Arms, in addition to their *per diem*, for their services as such officers during the session;

Which was not adopted.

The hour of five o'clock having arrived, the time agreed upon for adjournment,

On motion of Mr. Ingersoll,

The House adjourned until 9 o'clock to-morrow morning.

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*Lansing, Friday, April 2, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: and the following members answered to their names:

Messrs. R. V. Briggs, Dusseau, Eaton, Hurlbut, F. G. Kendrick, Klein, Mason, McCowen, McKernan, Riopelle, Romeyn, Swift, Thompson, Wendell, W. D. Williams and Yawkey.

On Motion of Mr. Swift,

The House adjourned until to-morrow morning, at 9 o'clock.

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*Lansing, Saturday, April 3, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called, and the following members answered to their names: Messrs. Holt, Mason, Sanford, Thompson, W. D. Williams and Yawkey.

The Speaker announced the following:

LANSING, April 1, 1869.

HON. J. J. WOODMAN, *Speaker of the House of Representatives*:

DEAR SIR—At a meeting of the Women's Educational Association this afternoon, the following resolution was adopted, which I was directed to communicate to you:

*Resolved*, That the Association return its thanks to the Hon-



orable the House of Representatives, for the use of their Hall last Monday evening.

Respectfully,

ELIZA S. STEBBINS, *Sec'y.*

The communication was laid on the table.

REPORTS OF STANDING COMMITTEES.

The committee on engrossment and enrollment submitted the following report:

The committee on engrossment and enrollment, report as correctly enrolled, signed and presented to the Governor, on the 3d day of April, 1869, the following bills, joint resolutions and concurrent resolutions, to wit:

A bill to revise an act entitled "An act to incorporate the board of education of the city of East Saginaw," and the several acts amendatory thereto;

Also,

A bill to authorize the improvement of Fort street, in the township of Springwells, and to provide for the maintenance thereof;

Also,

A bill to amend act No. 38, of the session laws of 1867, entitled "An act to prevent fishing with seines and every kind of continuous nets, in the waters of the counties of Branch, Livingston, Cass, St. Joseph, Kent, Ionia, Genesee, Roscommon and Calhoun, or in any of the lakes, rivers or streams of Macomb county," approved March 9, 1867;

Also,

A bill to authorize Wellington R. Burt to select 720 acres of State swamp lands, in lieu of a like amount selected by him and sold by the State;

Also,

A bill to amend section 559 of the compiled laws of 1857, relating to the duties of township clerks;

Also,

Joint resolution urging upon our Senators and Representatives in Congress the importance of securing a land or money

grant, to aid in the construction of a railroad under the Detroit river;

Also,

A bill to prohibit the publication of the virtues of patent and other simple and compound medicines in the State of Michigan, in language of immoral tendency, or of ambiguous character;

Also,

A bill to legalize the action of the trustees of the Baptist Society of the village of Greenville, Montcalm county, in conveying certain real estate;

Also,

A bill to authorize the trustees of the 1st M. E. Church of Hastings, Barry county, to sell and convey certain real estate;

Also,

A bill to amend section 1687 of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of county agricultural societies;

Also,

A bill to authorize the township of Delhi, in the county of Ingham, to raise by tax a sum of money for the purpose of draining a swamp in said township;

Also,

A bill to detach the county of Emmet from the thirteenth judicial circuit, and to attach the same to the eleventh judicial circuit;

Also,

House concurrent resolutions, Nos. one, two and three;

Also,

A bill to authorize the Kalamazoo town agricultural society for improving the breed of horses, to sell and dispose of its real estate;

Also,

A bill to secure uniformity in the surveys, field notes, diagrams and records of State roads; to require copies to be made,

filed and kept, and to provide for the payment of all necessary expenses attending the same;

Also,

A bill to amend an act entitled an act to incorporate the village of St. Joseph, approved March 17th, 1834, and the acts amendatory thereto;

Also,

A bill to provide for the formation of joint stock companies, for the purpose of owning and maintaining skating parks or rinks;

Also,

A bill to provide for an appeal from the board of school inspectors of any school district, to the township board;

Also,

A bill to authorize the incorporation of building and savings' associations, under the provisions of chapter 56 of the compiled laws, and the acts amendatory thereof;

Also,

Joint resolution asking Senators and Representatives in Congress, from Michigan, to urge an appropriation for the speedy erection of a lighthouse at the mouth of the Pere Marquette river, in the county of Mason;

Also,

A bill to incorporate the village of New Haven, in the county of Macomb;

Also,

A bill to authorize the incorporation of trades unions as mechanics' associations, under the provisions of chapter 62, of the compiled laws;

Also,

A bill to prevent and punish persons for breaking locks and chains attached to boats, and suffering the same to float away, upon the inland lakes, rivers and streams in the State of Michigan;

Also,

A bill to define the powers and duties of highway commissioners in certain cases;

Also,

A bill to incorporate the village of South Haven;

Also,

A bill to provide for holding township meetings in certain new townships, in the year 1869;

Also,

A bill to amend section 29, of chapter 145, of the revised statutes of 1846, being section 5507 of the compiled laws, entitled "of the powers, duties and obligations of assignees of insolvent debtors, under this title;"

Also,

A bill appropriating State swamp land for the construction of a State road from Cheboygan river to Old Mackinaw;

Also,

A bill to authorize a re-survey of the village of Vernon, in the county of Shiawassee, and to record the plat thereof;

Also,

A bill to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;

Also,

A bill to grant further time to the supervisor of Kalamazoo township, in the county of Kalamazoo, to perfect the assessment rolls of said township;

Also,

A bill to amend sections 9, 10, 11, 12, 13 and 14, of chapter 39, of the compiled laws, relative to the support of poor persons by their relatives;

Also,

A bill to define certain offenses affecting railroads, and to provide punishment for the same;

Also,

A bill to rescind the powers of the corporation known as the Michigan Furniture Company, and to provide for winding up its affairs, in pursuance of section 1823, of the compiled laws;

Also,

A bill to amend an act to incorporate the village of Lowell, approved March 15, 1861, as amended by act No. 169, of the session laws of 1865, approved March 14, 1865;

Also,

A bill to provide for the drainage and reclaiming of swamp lands, by means of ditching and grading a portion of the Sand Beach and Bay City State road, and appropriating non-resident highway taxes therefor;

Also,

A bill to provide for laying out and establishing a State road in Kent and Ionia counties, and opening the same;

Also,

A bill to repeal subdivision number 8, of section number 1, of act number 117, of the laws of 1859, and all other acts and parts of acts, which authorize the laying out and establishing of the Marquette and Bay DeNoc swamp land State road;

Also,

A bill to provide for a re-survey and re-platting of the village of Muskegon, and the additions thereto, and to establish such new plat as the legal plat of the same;

Also,

A bill to repeal act No. 4, of the session laws of 1865, entitled an act to provide for the improvement of the Saginaw river, and to authorize the county of Saginaw to loan money in aid thereof, and to provide for the paying and disposal of the funds and property in the hands of the dredging commissioners of Saginaw county;

Also,

Joint resolution authorizing the Governor to release all claims of the State of Michigan to the General Government that said State may have to the east half of the south-east quarter of section 23, township 14 north, of range 12 west, in said State;

Also,

A bill to provide for the incorporation of societies of Pochontas Tribes of Improved Order of Red Men;

Also,

A bill to establish and organize fractional school district No. 7, of the townships of Lenox and Chesterfield, in the county of Macomb, State of Michigan;

Also,

A bill to incorporate the village of Chesaning, in the county of Saginaw;

Also,

A bill setting aside the action of the school inspectors of the townships of Arbela and Millington, in the county of Tuscola, in forming fractional school district No. 3, and reestablishing the old district;

Also,

A bill to authorize the common council of the village of Lowell, in the county of Kent, to cause a re-survey and re-platting of said village to be made and recorded, and to assess and collect the necessary expenses therefor;

Also,

Joint resolution proposing amendments to sections 3 and 4, article 4, section 1, article 7, and section 1, article 17, of the constitution of Michigan, in relation respectively to the apportionment of Representatives, to the qualification of electors, and to the militia;

Also,

A bill to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved Feb. 14, 1853, by adding one new section thereto;

Also,

A bill to authorize the grants of swamp lands for the Ontonagon and State line State road, to be used for the construction of two roads, from Ontonagon southerly;

Also,

A bill to amend act No. 76, of the session laws of 1867, entitled "An act for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner, approved

March 21, 1867, by adding six new sections thereto, to stand as sections 14, 15, 16, 17, 18 and 19;"

Also,

A bill for the punishment of the malicious injury and destruction of personal property;

Also,

A bill to amend section 2, of act No. 160, of the session laws of 1861, entitled "an act to amend an act entitled an act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being chapter 141 of the compiled laws, approved March 15, 1861;

Also,

A bill to prevent the introduction of contagious diseases in cattle;

Also,

A bill to authorize the township board of the township of Fairfield, Shiawassee county, to audit certain accounts;

Also,

A bill to provide for laying out and constructing a State road from the western terminus of the St. Louis and Pine River State road, to the east line of the county of Newaygo, and to appropriate certain non-resident highway taxes for constructing the same;"

Also,

A bill to incorporate the village of Benton Harbor;

Also,

A bill to amend section 5, of chapter 86, of the revised statutes of 1846, the same being section 3303, of chapter 110, of the compiled laws of 1857, of custody of minor children;

Also,

Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to L. Jud Macomber;

Also,

A bill to provide for a uniform assessment of property, and for the collection and return of taxes thereon;

Also,

A bill to reincorporate the village of Galesburgh;

Also,

A bill to incorporate the city of Big Rapids, and organize the township of Big Rapids;

Also,

A bill to detach sections 14, 28 and 33, in township 54 north, of range 35 west, in the township of Hancock, in Houghton county, and attach the same to Adams township, in said county;

Also,

A bill to organize the township of Baraga, in the county of Houghton;

Also,

A bill to authorize and require the laying out and establishment of a State road from the western terminus of Fraser street, as laid down on the recorded map or plat of Corunna, in the county of Shiawassee, to Washington street, in the city of Owosso;

Also,

A bill to amend and revise an act entitled "An act to revise the charter of the city of Port Huron," approved February 15, 1859;

Also,

Joint resolution asking Congress for an appropriation of money for the improvement of Mackinaw Harbor, on the Island of Mackinaw, in the Straits of Michilimackinac;

Also,

Joint resolution authorizing the Governor to issue a patent of certain lands to John Dowling;

Also,

Joint resolution proposing an amendment to section 9, article 10, of the constitution of this State, relative to allowing the board of supervisors of counties to raise \$2,000 a year for the purpose of repairing and constructing public buildings, highways or bridges;

Also,



A bill to amend an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, as amended by several acts amendatory thereof;

Also,

A bill to authorize the formation of corporations for the purpose of improving the navigation of rivers;

Also,

A bill to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches, from Tawas Bay, in Iosco county, to the west line of said county, to the intersection of the Midland and Traverse Bay State road;

Also,

A bill to detach and attach certain territory from and to the school district known as the public schools of the village of Hudson, organized by act No. 426, of the session laws of 1867, entitled "an act to incorporate the public schools of the village of Hudson," approved March 25, A. D. 1867;

Also,

A bill to change the name of Eva E. Strong to Rebecca Barnes, and to constitute her heir-at-law of Henry S. Barnes and Sarah Barnes;

Also,

A bill to amend section 50, of chapter 184, of the compiled laws, relative to ejectments;

Also,

A bill to amend section 1, of act No. 470, session laws of 1867, entitled "An act to make an additional appropriation for the construction of the Midland City, Houghton Lake, and Grand Traverse Bay State road," approved March 23, 1867.

E. M. MASON, *Chairman*.

Report accepted and committee discharged.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, April 2, 1869. }

*To the House of Representatives:*

I have this day approved, signed and deposited in the office of the Secretary of State:

An act to amend act No. 350, of the session laws of 1865, entitled "An act to protect fish and preserve the fisheries of this State, approved March 21, 1865, by adding two sections to stand as sections 10 and 11 of said act;

Also,

An act appropriating certain non-resident tax to aid in constructing a ditch or drain from a point on Elk Creek, in the county of Sanilac, to a point on the Lexington and Lapeer State road, in Sanilac county;

Also,

An act to authorize proceedings to collect taxes to defray the expenses of constructing certain ditches in the county of Saginaw, and to appraise the damages arising from the construction of such ditches;

Also,

An act to provide for the laying out and establishing a State road in the county of Alcona, and to appropriate certain non-resident highway taxes to aid in the construction of the same;

Also,

An act to detach certain territory from the city of East Saginaw, and annex the same to the village of South Saginaw, in the township of Spaulding, in the county of Saginaw, and to constitute it a part of union school district No. 1, of the township of Spaulding;

Also,

An act to amend section 29, of chapter 72, of the revised statutes of 1846, being section 2944 of the compiled laws, relating to appeals from the decision of commissioners in the payment of debts and legacies of deceased persons;

Also,

An act to provide for laying out and establishing a State road in the counties of Macomb and St. Clair;

Also,

An act to enable the Lapeer and Port Huron plank road company to charge and receive additional tolls for travel over their road;

Also,

An act to reorganize the township of Caledonia, in the county of Shiawassee;

Also,

An act to provide for the construction of a State road from Isabella, in the county of Isabella, north to Tobacco river; thence north of east, to intersect the Midland and Traverse Bay State road;

Also,

An act to amend an act entitled an act to authorize fractional school district No. 8, of the townships of Antwerp and Porter, in the county of Van Buren, to organize a graded school, and to pledge the credit of said school district for the purpose of building a union school house;

Also,

An act to aid the Fenton Union Agricultural Society;

Also,

An act to amend act No. 239, entitled "An act to organize union school district No. 1, of the township of Spaulding, in the county of Saginaw, and to authorize said district to borrow money; also, to add a new section thereto;"

Also,

An act to amend an act entitled "An act to authorize the several townships in the counties of Livingston, Oakland, Washtenaw and Wayne, to pledge their credit, and the county of Livingston to raise by tax, or borrow money, to aid in the construction of a railroad from some point near the city of Detroit, to Howell, in the county of Livingston," approved February

5th, 1864, and amended by act of the Legislature, approved March 21st, 1865;

Also,

An act to incorporate the village of Wayne;

Also,

An act to provide for holding the annual township meeting in the township of Muskegon, in the county of Muskegon, for the year 1870;

Also,

An act to amend act No. 484, of the session laws of 1867, approved March 27, 1867, entitled "An act to amend act No. 100, of the session laws of 1848, incorporating the Detroit and Saline plank road company, by adding a new section thereto;"

Also,

An act to amend section 2 of an act entitled an act to incorporate the Detroit and Saline plank road company, approved March 23, 1848;

Also,

An act to organize the county of Charlevoix;

Also,

An act to authorize the trustees of the Methodist E. Church of Dansville, Ingham county, to sell and convey certain real estate;

Also,

An act to amend act number 244, of the session laws of 1865, approved March 18th, 1865, entitled an act to amend an act entitled an act to incorporate the village of Mackinaw, approved March 25th, 1858, and numbered 108, and to add certain sections thereto, by adding two new sections thereto, to stand as sections 33 and 34;

Also,

An act to authorize the Kalamazoo and Grand Rapids plank road company to vacate certain parts of said road;

Also,

An act to provide for the appointment of a stenographer for

the circuit court for the county of Wayne, and other counties in this State, and to limit the operation of sections 1 and 4 of an act to declare and establish the practice in charging or instructing juries, and in settling the law in cases tried in circuit courts, approved March 26, 1869;

Also,

An act to amend section 5, of chapter 158, of the revised statutes, being section 5860 of the compiled laws, of offenses against chastity, morality and decency;

Also,

An act to amend section 569 of the compiled laws, in reference to the bond of township treasurer;

Also,

An act to amend section 24, of chapter 140, of the revised statutes of 1846, being section 5384 of the compiled laws, relative to the limitation of personal actions, as amended by act No. 30, of the session laws of 1867;

Also,

Joint resolution to authorize the Governor to convey certain State lands to Henry A. Shaw, of Eaton county, as the grantee of Daniel J. Spencer.

HENRY P. BALDWIN.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 3, 1869. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to revise an act entitled "An act to incorporate the board of education of the city of East Saginaw," and the several acts amendatory thereto;

Also,

Joint resolution urging upon our Senators and Representatives in Congress, the importance of securing a land or money

grant to aid in the construction of a railroad under the Detroit river;

Also,

Joint resolution authorizing the Governor to release all claims of the State of Michigan to the General Government, that said State may have to the east half of the south-east quarter of section 23, township 14 north, of range 12 west, in said State;

Also,

An act to provide for the incorporation of societies of Pocahontas tribes of Improved order of Red Men;

Also,

An act to amend section 559 of the compiled laws of 1857, relating to the duties of township clerks;

Also,

An act to amend act No. 38, entitled "An act to prevent fishing with seines, and every kind of continuous nets, in the counties of Branch, Livingston, Cass, St. Joseph, Kent, Ionia, Genesee, Roscommon and Calhoun, or in any of the lakes, rivers or streams of Macomb county," approved March 9, 1867;

Also,

An act to establish and organize fractional school district No. 7, of the townships of Lenox and Chesterfield, in the county of Macomb, State of Michigan;

Also,

An act to repeal act No. 4, of the session laws of 1865, entitled "An act to provide for the improvement of the Saginaw river, and to authorize the county of Saginaw to loan money in aid thereof, and to provide for the paying out and disposal of the funds and property in the hands of the dredging commissioners of Saginaw county;"

Also,

An act to provide for laying out and constructing a State road from the western terminus of the St. Louis and Pine river State road, to the east line of the county of Newaygo, and

to appropriate certain non-resident highway taxes for constructing the same;

Also,

An act to authorize the improvement of Fort Street, in the township of Springwells, and to provide for the maintenance thereof;

Also,

An act to incorporate the village of Chesaning, in the county of Saginaw;

Also,

An act to authorize the township of Portsmouth, in the county of Bay, to issue its bonds to aid in the construction of a bridge across Saginaw river;

Also,

An act to provide for the incorporation of coöperative and mutual benefit associations;

Also,

An act to incorporate the village of New Buffalo, Berrien county;

Also,

An act to incorporate the city of Muskegon;

Also,

An act to incorporate the village of White Pigeon;

Also,

An act to amend section 1687 of the compiled laws, requiring boards of supervisors to raise an annual tax for the benefit of county agricultural societies;

Also,

An act to authorize Wellington R. Burt to select seven hundred and twenty acres of State swamp land, in lieu of a like amount selected by him and sold by the State;

Also,

An act to prohibit the publication of the virtues of patent and other simple and compound medicines in the State of Michigan, in language of immoral tendency, or ambiguous character;

Also,

An act to legalize the action of the trustees of the Baptist society of the village of Greenville, in Montcalm county, in conveying certain real estate;

Also,

An act to authorize the trustees of the First Methodist E. Church, of Hastings, Barry county, to sell and convey certain real estate;

Also,

An act to provide for a re-survey and re-platting of the village of Muskegon, and the additions thereto, and to establish such new plat as the legal plat of the same;

Also,

An act to authorize the township of Delhi, in the county of Ingham, to raise by tax, a sum of money for the purpose of draining a swamp in said township.

HENRY P. BALDWIN.

The message was laid on the table.

On motion of Mr. Yawkey,

The House adjourned until Monday morning at 11½ o'clock.

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*Lansing, Monday, April 5, 1869.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: not a quorum present.

MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
*Lansing, April 3, 1869.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to re-incorporate the village of Benton Harbor;

Also,

An act to revise the charter of the city of Lansing.

HENRY P. BALDWIN.



The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE, }  
Lansing, April 5, 1869. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

Joint resolution confirming the sale of certain primary school lands, and authorizing a patent to be issued for the same to L. Jud Macomber;

Also,

Joint resolution asking Senators and Representatives in Congress, from Michigan, to urge an appropriation for the speedy erection of a light house at the mouth of the Pere Marquette river, in the county of Mason;

Also,

Joint resolution authorizing the Governor to issue a patent of certain lands to John Dowling;

Also,

Joint resolution asking Congress for an appropriation of money for the improvement of Mackinaw harbor, on the Island of Mackinaw, in the Straits of Michilimackinac;

Also,

Concurrent resolution directing the manner of printing and binding the session laws of 1869;

Also,

Concurrent resolution requesting the Board of Regents to take such action as may be necessary to carry into effect the recommendation of the President of the University, relative to the admission of females to the University;

Also,

Concurrent resolution thanking the Quartermaster General for certain services in behalf of the State;

Also,

An act to provide for the formation of joint stock companies

for the purpose of owning and maintaining skating parks or rinks;

Also,

An act to amend an act entitled "An act to incorporate the village of St. Joseph," approved March 17, 1834, and the acts amendatory thereof;

Also,

An act to authorize "The Kalamazoo town agricultural society for improving the breed of horses," to sell and dispose of its real estate;

Also,

An act to organize the township of Baraga, in the county of Houghton;

Also,

An act to authorize and require the laying out and establishment of a State road from the western terminus of Fraser street, as laid down on the recorded map or plat of Corunna, in the county of Shiawassee, to Washington street, in the city of Owosso;

Also,

An act to authorize the incorporation of building and savings' associations, under the provisions of chapter 56, of the compiled laws, and the acts amendatory thereof;

Also,

An act to provide for an appeal from the board of school inspectors of any school district, to the township board;

Also,

An act to secure uniformity in the surveys, field notes, diagrams and records of State roads, to require copies to be made, filed and kept, and to provide for the payment of all necessary expense attending the same;

Also,

An act to amend and revise an act entitled "An act to revise the charter of the city of Port Huron," approved February 15, 1859.

HENRY P. BALDWIN.

The message was laid on the table.

The Speaker also announced the following:

EXECUTIVE OFFICE,  
*Lansing, April 5, 1869.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State:

An act to incorporate the city of Big Rapids, and organize the township of Big Rapids;

Also,

An act to incorporate the village of South Haven;

Also,

An act to incorporate the village of New Haven, in the county of Macomb;

Also,

An act to re-incorporate the village of Galesburgh;

Also,

An act to amend an act entitled "An act to revise the charter of the city of Detroit," approved February 5, 1857, as amended by several acts amendatory thereof;

Also,

Joint resolution proposing amendments to sections 3 and 4, article 4, section 1, article 7, and section 1, article 17, of the constitution of Michigan, in relation respectively, to the apportionment of representatives, to the qualification of electors, and to the militia;

Also,

Joint resolution proposing an amendment to section 9, article 10, of the constitution of this State, relative to allowing the board of supervisors of counties to raise two thousand dollars a year, for the purpose of repairing and constructing public buildings, highways or bridges;

Also,

An act to authorize the formation of corporations for the purpose of improving the navigation of rivers;

Also,

Also,

An act to authorize the grants of swamp lands for the Ontonagon and State line State road to be used for the construction of two roads from Ontonagon, southerly;

Also,

An act to authorize the township board of the township of Fairfield, Shiawassee county, to audit certain accounts;

Also,

An act to amend section 5, of chapter 86, of the revised statutes of 1846, the same being section 3303, of chapter 110, of the compiled laws of 1857, "Of custody of minor children;"

Also,

An act to detach and attach certain territory from and to the school district known as the public schools of the village of Hudson, organized by act No. 426, of the session laws of 1867, entitled "An act to incorporate the public schools of the village of Hudson," approved March 25, A. D. 1867;

Also,

An act to define certain offenses affecting railroads, and to provide punishment for the same;

Also,

An act to change the name of Eva E. Strong, to Rebecca Barnes, and to constitute her heir-at-law of Henry S. Barnes, and Sarah Barnes;

Also,

An act setting aside the action of the school inspectors of the townships of Arbela and Millington, in the county of Tuscola, in forming fractional school district number three, and re-establishing the old district;

Also,

An act to rescind the powers of the corporation known as "The Michigan Furniture Company," and to provide for winding up its affairs, in pursuance of section 1823 of the compiled laws;

Also,

An act to detach the county of Emmet from the 18th judicial circuit, and to attach the same to the 11th judicial circuit;

Also,

An act to grant further time to the supervisor of Kalamazoo township, in the county of Kalamazoo, to perfect the assessment rolls of said township;

Also,

An act to provide for laying out and establishing a State road in Kent and Ionia counties, and opening the same;

Also,

An act to repeal subdivision number 8, of section number 1, of act number 117, of the laws of 1859, and all other acts or parts of acts, which authorize the laying out and establishing of the Marquette and Bay DeNoc swamp land State road;

Also,

An act to provide for the drainage and reclaiming of swamp lands by means of ditching and grading a portion of the Sand Beach and Bay City State road, and appropriating non-resident highway taxes therefor;

Also,

An act to prevent the introduction of contagious diseases in cattle;

Also,

An act to amend an act entitled "An act to amend the laws relative to supplying the city of Detroit with pure and wholesome water," approved February 14, 1853, by adding one new section thereto;

Also,

An act for the punishment of the malicious injury and destruction of personal property;

Also,

An act to amend section 29, of chapter 145, of the revised statutes of 1846, being section 5507 of the compiled laws, enti-

tled "Of the powers, duties and obligations of assignees of insolvent debtors under this title;"

Also,

An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;

Also,

An act to amend section 1, of act No. 420, session laws of 1867, entitled an act to make an additional appropriation for the construction of the Midland City, Houghton Lake and Grand Traverse Bay State road, approved March 23, 1867;

Also,

An act to provide for the drainage and reclamation of swamp lands, by means of a State road and ditches, from Tawas Bay, in Iosco county, to the west line of said county, to the intersection of the Midland and Traverse Bay State road;

Also,

An act appropriating State swamp land for the construction of a State road from Cheboygan river to Old Mackinaw;

Also,

An act to amend act No. 76, of the session laws of 1867, entitled "an act for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner," approved March 21, 1867, by adding six new sections thereto, to stand as sections 14, 15, 16, 17, 18 and 19;

Also,

An act to amend section 2, of act No. 160, of the session laws of 1861, entitled an act to amend an act entitled "An act to authorize proceedings against garnishees, and for other purposes," approved March 28, 1849, being chapter 141, of the compiled laws, approved March 15, 1861;

Also,

An act to amend sections 9, 10, 11, 12, 13 and 14, of chapter 39, of the compiled laws, relative to the support of poor persons by their relatives;

Also,

An act to authorize a re-survey of the village of Vernon, in the county of Shiawassee, and to record the plat thereof;

Also,

An act to amend section 50, of chapter 134, of the compiled laws, relative to ejectment;

Also,

An act to amend an act to incorporate the village of Lowell, approved March 15, 1861, as amended by act No. 169, of the session laws of 1865, approved March 14, 1865;

Also,

An act to authorize the common council of the village of Lowell, in the county of Kent, to cause a re-survey and replatting of said village to be made and recorded, and to assess and collect the necessary expenses therefor;

Also,

An act to provide for holding township meetings in certain new townships, in the year 1869;

Also,

An act to detach sections 14, 28 and 33, in township 54 north, of range 35 west, in the township of Hancock, in Houghton county, and attach the same to Adams township, in said county;

Also,

An act appropriating two sections of State swamp land to complete the Clio and Chesaning State road;

Also,

An act to amend chapter 181, of the compiled laws, relative to offenses against property, by adding thereto section 53;

Also,

An act to lay out and establish a State swamp land road from the north-east corner of township 3 N., of R. 16 W., in Allegan county, east along the town lines of Saugatuck, Laketown, Man-

lius and Fillmore, in said county, to the Allegan and Holland road running from Allegan, in Allegan county, to Holland, in Ottawa county;

Also,

An act to provide for the drainage and reclamation of swamp lands, by means of a State ditch in Tuscola county;

Also,

An act to lay out and establish a State road in Houghton county, to be known as the Portage River and Torch Lake State road, and to provide for the construction of the same;

Also,

An act to amend section 2, of act number 213, of the session laws of 1865, entitled "An act to lay out and establish a State road in the Upper Peninsula, to be known as the Winona and Franklin State road, and to provide for the construction of the same," approved March 16, 1865;

Also,

An act to provide for laying out and establishing a State road in the township of Ishpeming, county of Marquette;

Also,

An act to define the powers and duties of highway commissioners in certain cases;

Also,

An act to authorize the incorporation of trades unions as mechanics' associations under the provisions of chapter 62 of the compiled laws;

Also,

An act to prevent and punish persons for breaking locks and chains attached to boats, and suffering the same to float away upon the lakes, rivers and streams in the State of Michigan;

Also,

Joint resolution proposing an amendment to section 1, article



9, of the constitution of this State, relative to the salaries of State officers and judges of the circuit court.

HENRY P. BALDWIN.

The message was laid on the table.

The hour of 12 o'clock noon, having arrived, and no further business appearing to be transacted, the Speaker declared the House adjourned *sine die*.

HOUSE OF REPRESENTATIVES, }  
*Lansing, April 5, 1869.* }

I hereby certify that the foregoing is a true and correct journal of the proceedings of the House of Representatives of Michigan, at its regular session for the year A. D. 1869.

N. B. JONES,  
*Clerk of the House of Representatives.*

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reported and ordered to third reading.....	385
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20. To amend section 5654 of the compiled laws, being section 18, of chapter 150, title 24, of the revised statutes of 1846, relative to the fees of jurors ;	
received and referred.....	309
reported and referred to committee of the whole.....	428
reported and ordered to third reading.....	627
tabled.....	664
taken from the table.....	1281
passed.....	1282
21. To amend section 89 of an act entitled "An act to provide for assessing property at its true value, and for levying and collecting taxes thereon," approved February 14, 1853, being section eight hundred and twenty-one of the compiled laws, and to repeal act No. 273, session laws of 1865, approved March 25, 1865 ;	
received and referred.....	309
22. To require all State boards to make annual reports ;	
received and referred.....	331
reported and referred to com. of the whole.....	361
reported and ordered to third reading.....	624
passed.....	652
23. To amend sections 1, 2 and 12, of act No. 119, of the session laws of 1867, approved March 27, 1867 ;	
received and referred.....	331
reported and referred to com. of the whole.....	388
reported and ordered to third reading.....	624
passed.....	656
24. To authorize the water commissioners of the city of Detroit to borrow money for the purpose of extending and improving the water works of said city ;	
received and referred.....	344
reported and referred to committee of the whole.....	393
committee of whole discharged from, and passed.....	619
25. To legalize the election of trustees in the village of St. Johns, for the year 1868 ;	
received and referred.....	344
reported and referred to com. of the whole.....	393
reported and ordered to third reading.....	624
passed.....	655
26. To amend section 65, of chapter 58, of revised statutes of 1846, entitled "of primary schools," being section 2808 of the compiled laws ;	
received and referred.....	346
reported and referred to committee of the whole.....	514
reported and ordered to third reading.....	803
recommitted.....	884
reported and passed.....	900-1

## SENATE BILLS:

27. Transferring all moneys from the soldiers' relief fund and soldiers' home fund, to the military fund ;	
received and referred.....	402
reported and referred to com. of the whole.....	512
reported and ordered to third reading.....	808
passed.....	977
28. To amend section 4 of an act entitled " An act to incorporate the city of Battle Creek, approved February 8, 1859, and section 1 of an act amendatory thereof," approved February 25, 1861 ;	
received and referred.....	402
reported and referred to com. of the whole.....	481
reported and ordered to third reading.....	627
passed.....	663
29. To extend the time for the collection of taxes in the township of Lockport, in the county of St. Joseph ;	
received and ordered to third reading.....	402-3
passed the House.....	443
30. To extend the time for the collecting of taxes in the several wards in the city of Detroit, in the county of Wayne ;	
received and ordered to third reading.....	402-3
passed the House.....	441
31. To legalize the tax roll of the township of LaSalle, in the county of Monroe, for the year 1868 ;	
received and ordered to third reading.....	402-3
passed the House.....	442
32. To extend the time for the collection of taxes in the township of Orleans, in Ionia county, for the year 1868 ;	
received and ordered to third reading.....	402-3
passed the House.....	440
33. To amend act No. 58, session laws of 1867, approved March 15, 1867, entitled an act to repeal all existing laws, rules and provisions of law, restricting or controlling the right of a party to agree with an attorney, solicitor or counsel, for his compensation, and to more accurately fix and determine the costs to be allowed to the prevailing parties in suits at law in the circuit court, and to repeal section 2 of said act ;	
received and referred.....	403
reported and referred to committee of the whole.....	511
reported and ordered to third reading.....	803
passed the House.....	1026
34. To amend act No. 202 of the session laws of 1863, approved March 20, 1863, entitled " An act to amend section 23 of the revised statutes of 1846," entitled " of offenses against public justice," the same being section 5842 of the compiled laws ;	
received and referred.....	404
reported and referred to com. of the whole.....	511-12
reported and ordered to third reading.....	973
passed.....	1012
35. To amend section 19 of an act entitled " An act to incorporate the village of Farmington," approved March 25, 1867 ;	
received and referred.....	404
reported and referred to com. of the whole.....	481
" " ordered to third reading.....	627
passed.....	664

## SENATE BILLS:

36. To amend section 7, of chapter 19, and sections 15 and 17, of chapter 21, of the compiled laws, and to add two new sections to chapter 21:	
received and referred.....	422
reported and referred to com. of the whole.....	733
reported and ordered to third reading.....	1179
recommitted.....	1210
reported and ordered to third reading.....	1336
passed.....	1337
37. To provide for an insurance on the State Library:	
received and referred.....	458
reported and referred to com. of the whole.....	538
reported and ordered to third reading.....	809
passed.....	1010
38. To extend the time for the collection of drain taxes in the township of Summerfield, in the county of Monroe;	
received and referred.....	459
reported and referred to com. of the whole.....	546
reported and ordered to third reading.....	1149
tabled.....	1171
39. To create a soldiers' aid fund for disabled Michigan soldiers, sailors and marines, and Michigan men who have served in the late war in other State organizations, or in the forces of the United States;	
received and referred.....	496
reported and referred to committee of the whole.....	548
com. of the whole dis. from, and recommitted.....	721
reported and referred to com. of the whole.....	825
reported and ordered to third reading.....	1231
passed.....	1270
40. To extend the time for the collection of taxes in the township of Bloomfield, in the county of Oakland, for the year 1868;	
received and passed.....	485-6
41. To amend act No. 147, of session laws of 1865, being an act entitled "An act to amend section 17, of chapter 67, being section 1961 of the compiled laws, relative to the rates of fare on short railroads;"	
received and referred.....	488
reported and referred to com. of the whole.....	1853
reported and ordered to third reading.....	2163
passed.....	2280-1
returned and amendments receded from.....	2317
42. To provide for the improvement of the navigation of the Saginaw river;	
received and referred.....	531
reported and referred to com. of the whole.....	784
reported and ordered to third reading.....	1038
passed.....	1063
43. To prevent injury to the navigation of Saginaw river;	
received and referred.....	531
reported and referred to committee of the whole.....	1046
com. of the whole dis. from, and passed.....	1284



SENATE BILLS:

44. To amend act No. 162, of the session laws of 1867, approved March 27, 1867, being "An act relative to the imprisonment of parties in civil suits in certain cases," by adding a proviso thereto;	
received and referred.....	522
reported and referred to com. of the whole.....	537
reported and ordered to third reading.....	809
lost.....	1020
45. To amend section 3815 of the compiled laws, being section 163, of chapter 93, of the revised statutes of 1846, relating to justices' courts;	
received and referred.....	522
reported and referred to committee of the whole.....	538
reported and ordered to third reading.....	809
passed.....	1019
46. Transferring all moneys in the contingent fund, to the general fund;	
received and referred.....	523
reported and referred to committee of the whole.....	544
reported and ordered to third reading.....	809
passed.....	982
47. To set off that portion of the township of Richland, in the county of Kalamazoo, situate east of Gull Lake, and attach the same to the township of Ross;	
received and referred.....	523
reported and referred to committee of the whole.....	1008
reported and ordered to third reading.....	1510
passed.....	1583
48. To amend an act entitled "An act to authorize the city of Lansing, in the county of Ingham, to vote aid to the Ionia and Lansing Railroad Company, under the provisions of act No. 324 of session laws of 1865," approved January 20, 1869;	
received and passed.....	561-2
49. To amend section 17 of an act entitled "An act relative to plank roads," approved March 13, 1848, being section 1868 of the compiled laws;	
received and referred.....	583
reported and referred to com. of the whole.....	787-8
"        " ordered to third reading.....	1179
lost.....	1225
reconsidered and tabled.....	1226
50. To reorganize the second, and create the fifteenth judicial circuit;	
received and referred.....	586
reported and referred to com. of the whole.....	854
com. of the whole dis. from and tabled.....	885
taken from the table and passed.....	1029
51. To organize the county of Osceola;	
received and referred.....	586
reported and referred to com. of the whole.....	823
com. of the whole dis. from and passed.....	1092
52. To organize the township of Colfax, in the county of Oceana;	
received and referred.....	586
reported and referred to com. of the whole.....	823
reported and ordered to third reading.....	1231
passed.....	1268

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SENATE BILLS :	
53. To regulate the manufacture and to provide for the protection of salt ;	
received and referred.....	586
reported and ref. to com. of the whole.....	611
reported and ordered to third reading.....	848
passed.....	938
ord. to take immediate effect.....	990
54. To amend section 1, of act No. 291, of the session laws of 1867, entitled "An act to incorporate the village of Hubbardston," approved March 2, 1867 ;	
received and referred.....	586
reported and ordered to third reading.....	692
passed.....	711
55. To incorporate the city of Hillsdale ;	
received and referred.....	612
reported and ordered to third reading.....	692-3
passed.....	712
56. To amend section 2017, of the compiled laws, being section 9, of chapter 68, of the compiled laws, relative to religious societies, as amended by section 2, of act No. 147, of session laws of 1861 ;	
received and referred.....	612
reported and referred to committee of the whole.....	640
reported and ordered to third reading.....	1178
passed.....	1204
57. To amend section 14 of an act entitled "An act to incorporate the village of Dexter," approved Feb. 12, 1855 ;	
received and referred.....	612
reported and referred to com. of the whole.....	692
com. of whole discharged from and passed.....	1143
58. To re-incorporate the village of Schoolcraft ;	
received and referred.....	643
reported and referred to com. of the whole.....	748
com. of the whole dis. from, and ord. to third reading.....	911
passed.....	963
59. To amend an act entitled "An act to incorporate the village of Ionia," approved February 17, 1865 ;	
received and ordered to third reading.....	697
passed.....	713
60. To detach certain territory from the township of Otisco, in Ionia county, and attach the same to the township of Keene, in the same county ;	
received and ordered to third reading.....	697
passed.....	714
61. To repeal act No. 430 of the session laws of 1867, approved March 25, 1867 ;	
received and ordered to third reading.....	698
passed.....	715
62. Relative to free schools in the city of Detroit ;	
received and ordered to third reading.....	748-9
passed.....	764
63. To incorporate the village of Orion ;	
received and referred.....	750
reported and referred to com. of the whole.....	905
com. of the whole dis. from, and ord. to third reading.....	1135
passed.....	1164
reconsidered and recommitted.....	1184
reported and passed.....	1250

## SENATE BILLS:

64. To provide for the payment of the salaries of the State officers for the years 1869 and 1870 ;	
received and referred.....	750
reported and referred to com. of the whole.....	821
committee of whole dis. from, and passed.....	1084-5
retransmitted, and amendments insisted on.....	1870-1
committee of conference appointed on.....	1871
returned by request.....	1986
retransmitted and tabled.....	2124
report of committee of conference on.....	2150
taken from table and ref. to second com. of conference.....	2153
reported, and report concurred in.....	2172-3
65. To revise and consolidate the several acts relating to the protection of game, and for the better preservation of elk, deer, birds and wild fowl ;	
received and referred.....	750
reported and referred to com. of the whole.....	1287
reported and ordered to third reading.....	2081
lost.....	2142
reconsidered and recommitted.....	2143
reported and passed.....	2257
66. To amend section 59, of chapter 90, of the revised statutes of 1846, being section 3513, of the compiled laws, relative to the powers, limits and jurisdiction of circuit courts ;	
received and referred.....	750
reported and referred to committee of the whole.....	783-4
reported and ordered to third reading.....	1230
passed.....	1278
67. To prevent the destruction of muskrats and muskrat houses in the marshes along the shores of Lakes Erie, St. Clair, Huron and Michigan ;	
received and referred.....	789
reported and ref. to com. of the whole.....	1238
reported and ordered to third reading.....	1533
passed.....	1644-5
reconsidered and recommitted.....	1645
substitute reported for, and tabled.....	2259
taken from table and referred to the com. on judiciary.....	2325
reported and passed.....	2427
68. To legalize the organization of union school district No. 1, of Wyoming and Georgetown, in the counties of Kent and Ottawa, in the State of Michigan ;	
received and referred.....	790
reported and referred to committee of the whole.....	1072
committee of the whole discharged from, and passed.....	1187-8
69. To change the name of the township of Reed, Oceana county, to that of Ferry ;	
received and referred.....	790
reported and referred to committee of the whole.....	824
reported and ordered to third reading.....	1231
passed.....	1269
70. To extend the time for the collection of taxes in the township of Hudson, in the county of Lenawee, for the year 1868 ;	
received and passed.....	807-8
71. To incorporate the village of Burlington ;	
received and referred.....	832
reported and ordered to third reading.....	904
passed.....	992

## SENATE BILLS:

72. To amend an act entitled "An act to incorporate the city of East Saginaw," approved Feb. 15, 1859, as amended by act No. 56, of the session laws of 1861, approved Feb. 20, 1861, and act No. 79, of the session laws of 1865, approved March 1, 1865, and act No. 391, of the session laws of 1867, approved March 22, 1867;	
received and referred.....	838
reported and ordered to third reading.....	1107
passed.....	1123
73. To amend act No. 129, of the session laws of 1867, approved March 27, 1867, entitled "An act rendering persons disqualified for sitting as jurors in certain cases," by adding two new sections thereto, to stand as sections 3 and 4;	
received and referred.....	833
reported and referred to committee of the whole.....	1002
reported and ordered to third reading.....	1510
passed.....	1594
74. To provide for taxing the property of Masonic and Odd Fellows' Lodges, and other benevolent societies;	
received and referred.....	872
reported and referred to committee of the whole.....	1044
reported and ordered to third reading.....	1527
passed.....	1596
75. To amend section 8 of an act to provide for the incorporation of Masonic lodges, as amended by an act approved March 27, 1867;	
received and referred.....	914
reported and referred to com. of the whole.....	1044
reported and ordered to third reading.....	1527
passed.....	1599
76. To amend section 2 of an act for collecting taxes in the city of Monroe;	
received and passed.....	917-18
77. To revise the charter of the village of Allegan;	
received and passed.....	918-19
78. To extend the time for the collection of taxes in the several wards in the city of Detroit;	
received and passed.....	930
79. To amend sections 12, 16 and 26, of chapter 123 of the revised statutes of 1846, of forcible entries and detainers, being sections 4985, 4989 and 4999 of the compiled laws, and to repeal act No. 94, of the session laws of 1867, approved March 25, 1867;	
received and referred.....	948
reported and referred to com. of the whole.....	970
reported and ordered to third reading.....	1509
tabled.....	1578
taken from table and passed.....	1717
90. To set off and incorporate a portion of the townships of Manistee and Stronach, in the county of Manistee, into a city by the name of the city of Manistee;	
received and referred.....	948
reported and ordered to third reading.....	1040
passed.....	1066

SENATE BILLS:

81. To amend section 7, of act No. 180, session laws of 1865, entitled "An act to incorporate the village of Otsego," approved March 15, 1865;	
received and referred.....	948
reported and referred to com. of the whole.....	1107
reported and ordered to third reading.....	1532
passed.....	1635
82. To amend section 2, of chapter 172, of the revised statutes of 1846, being section 6160 of the compiled laws, touching the appointment of inspector for the State Prison;	
received and referred.....	949
reported and referred to committee of the whole.....	971
com. of the whole dis. from and passed.....	991
83. To amend an act entitled "An act to provide for the selection, care and disposition of the lands donated to the State of Michigan, by act of Congress, approved July 2d, 1862, for the endowment of colleges for the benefit of agriculture and the mechanic arts," approved March 18th, 1863;	
received and referred.....	1053
reported and referred to com. of the whole.....	1075
com. of the whole dis. from, and passed.....	1327-8
84. To amend act No. 153, of the session laws of 1867, being an act to provide for holding the circuit courts in case of death, resignation, removal, absence or inability of the circuit judge;	
received and referred.....	1053
reported and referred to com. of the whole.....	1517
reported and ordered to third reading.....	1841
passed.....	1936
85. To regulate water companies;	
received and referred.....	1053
reported and referred to joint committee.....	1300
consolidated.....	1632
substitute for, passed.....	1763
86. To amend section 15 of an act entitled "An act to incorporate the village of Farmington," approved March 25, 1867;	
received and referred.....	1053
reported and referred to com. of the whole.....	1192
"        " ordered to third reading.....	1583
passed.....	1642
87. To amend section 15, of act number 232, of the session laws of 1863, being "An act to provide for the incorporation of water companies," approved March 20, 1863;	
received and referred.....	1053
reported and referred to com. of the whole.....	1249
reported and ordered to third reading.....	1534
passed.....	1647
88. To incorporate the village of Petersburg;	
received and referred.....	1053
reported and referred to committee of the whole.....	1302
committee of whole dis. from, and passed.....	1499
89. To authorize the trustees of the village of St. Johns to levy a tax of five thousand dollars, for a court house for Clinton county;	
received and referred.....	1054
reported and referred to com. of the whole.....	1261
com. of the whole dis. from, and ord. to third reading....	1376
passed.....	1410-11

## SENATE BILLS:

90. To amend "An act to provide for the registration of births, marriages and deaths, being act number 194, session laws of 1867," approved March 27, 1867 ;	
received and referred.....	1056
reported and referred to committee of the whole.....	1236
reported and recommitted.....	1536
reported and tabled.....	1661
taken from table and passed.....	2335
91. To provide for the establishment of polytechnic associations ;	
received and referred.....	1056
reported and referred to committee of the whole.....	1237
reported and ordered to third reading.....	1533
passed.....	1643
92. To provide for the safe keeping of public libraries :	
received and referred.....	1056
reported and referred to committee of the whole.....	1237
reported and ord. to third reading.....	1533
passed.....	1644
93. To amend sections 1, 2, 3, 4, 5, 6 and 13, of chapter 126, of the revised statutes of 1846, entitled "Of certain liens upon real property," being sections numbered 5068, 5069, 5070, 5071, 5072, 5073 and 5080, of chapter 154, of the compiled laws, entitled "Of the lien of mechanics and others ;"	
received and referred.....	1056
reported and referred to com. of the whole.....	1359
com. of the whole dis. from, and recommitted.....	1665
reported and ordered to third reading.....	1743
lost, reconsidered and tabled.....	1790
taken from table and referred to com. on State affairs.....	2047
reported and passed.....	2256
94. Making appropriations for the State Normal School ;	
received and referred.....	1056
reported and referred to committee of the whole.....	1072
reported and ordered to third reading.....	1528
passed.....	1603
95. For the incorporation of societies of marksmen ;	
received and referred.....	1056
reported and referred to com. of the whole.....	1250
reported and ordered to third reading.....	1534
lost, reconsidered and tabled.....	1648-9
taken from table and passed.....	1716
96. To repeal the charter of the Monroe and Saline Plank Road company ;	
received and referred.....	1057
reported and referred to committee of the whole.....	2063
"        " ordered to third reading.....	2169
passed.....	2334
97. To provide for free schools, and to amend sections 2264, 2267, 2272, 2275, 2301, 2323, 2350 and 2384, of the compiled laws, being sections 21, 24, 29, 32, 58, 80 and 107, of chapter 78, of the revised statutes of 1846, and section one of an act entitled "An act to amend the revised statutes, relative to the support of primary schools and the custody of the township libraries," approved April 2, 1850, and to repeal sections 2276, 2277, 2278, 2283, 2285, 2286, 2287, 2288, 2289, 2290 and 2381, of the compiled laws ;	
received and referred.....	1057
reported and referred to com. of the whole.....	1073

SENATE BILLS:

97. To provide for free schools, and to amend sections 2264, 2267, 2272, 2275, 2301, 2323, 2350 and 2384, of the compiled laws, being sections 21, 24, 29, 32, 58, 80 and 107, of chapter 78, of the revised statutes of 1846, and section one of an act entitled "An act to amend the revised statutes, relative to the support of primary schools and the custody of the township libraries," approved April 2, 1850, and to repeal sections 2276, 2277, 2278, 2283, 2285, 2286, 2287, 2288, 2289, 2290 and 2381, of the compiled laws;	
committee of whole discharged from, and recommitteed....	1136
reported and referred to committee of the whole.....	1154
reported and recommitteed.....	1529
reported and passed.....	1549
retransmitted, amendments insisted on, and com. of conference appointed.....	1753
report of com. of conference on.....	1856
retransmitted and returned by request.....	1996-7
retransmitted and amendments concurred in.....	2042
98. To repeal act No. 237, of the session laws of 1861, approved March 16, 1861, being an act to regulate proceedings in certain cases of nuisance;	
received and referred.....	1081
reported and referred to com. of the whole.....	1550
reported and ordered to third reading.....	1845
passed.....	1943
99. To provide a tax for the expenses of the State government;	
received and referred.....	1081
reported and ref. to com. of the whole.....	1616
reported and ordered to third reading.....	1842
passed.....	1938
100. To amend sections 16 and 35 of "An act to incorporate the city of Monroe," approved March 22, 1837;	
received and referred.....	1081
reported and referred to com. of the whole.....	1250
reported and ordered to third reading.....	1534
passed.....	1649
101. To amend section 51 of an act entitled "An act to incorporate the city of Battle Creek," approved February 8d, 1859;	
received and referred.....	1081
reported and referred to com. of the whole.....	1250
reported and ordered to third reading.....	1534
passed.....	1646
102. To declare and establish the practice in charging or instructing juries, and in settling the law in cases tried in circuit courts;	
received and referred.....	1062
reported and referred to committee of the whole.....	1158
reported and ordered to third reading.....	1533
passed.....	1639
103. To provide for the construction of a road from Port Austin, in Huron county, to Unionville, in Tuscola county;	
received and referred.....	1062
reported and referred to committee of the whole.....	1115
reported and ordered to third reading.....	1532
passed.....	1634

## SENATE BILLS:

104. Providing for two voting precincts for the township of Kalamazoo, in the county of Kalamazoo, defining the limits thereof, and determining who shall be inspectors of election therein ;	
received and passed.....	1089
105. To repeal act No. 186, of the session laws of 1861, entitled "An act to amend act number two hundred, of the session laws of eighteen hundred and fifty-nine, being an act to encourage the manufacture of salt in the State of Michigan," approved February 15, 1859, approved March 15, 1861 ;	
received and referred.....	1119
reported and referred to committee of the whole.....	1158
reported and ordered to third reading.....	1533
passed.....	1638
106. To organize the township of Gladwin ;	
received and referred.....	1119
reported and referred to committee of the whole.....	1156
com. of the whole dis. from and passed.....	1374-5
107. To amend sections 71, 94, 95, 97 and 151, of an act to revise the charter of the city of Ypsilanti, approved March 17, 1865, being act 214, of the laws of 1865, and to add a new section, to stand as section 212 ;	
received and ordered to third reading.....	1120
passed.....	1131
108. To authorize school district number three, fractional, of the township of Girard, in the county of Branch, to issue bonds for the purpose of building a school-house ;	
received and referred.....	1120
reported and referred to committee of the whole.....	1152
reported and ordered to third reading.....	1533
passed.....	1640
109. To amend section 24 of an act entitled "An act to revise the charter of the city of St. Clair," approved March 18, 1863 ;	
received and ordered to third reading.....	1131
passed.....	1132
110. To amend sections 3, 4, 6, 10, 13, 16, 21, 52, 53, 54, 95, 99, 110, 111, 112, 113, 114, 115, 126, 129 and 130, of an act entitled "An act to revise the charter of the city of Adrian," approved March 21, 1865 ;	
received and referred.....	1122
reported and referred to committee of the whole.....	1191
committee of whole dis. from and passed.....	1281
111. To amend act No. 233, of the session laws of 1861, being an act entitled "An act to facilitate the commencement of suits against joint defendants residing in several counties," approved March 15th, 1861 ;	
received and referred.....	1123
reported and referred to committee of the whole.....	1538
reported and ordered to third reading.....	1534
passed.....	1657
112. To amend an act entitled "An act to incorporate the village of Whitehall," approved March 19th, 1867 ;	
received and referred.....	1123
reported and referred to committee of the whole.....	1193
reported and ordered to third reading.....	1533
passed.....	1640



SENATE BILLS:

113. To amend an act entitled "An act to authorize the formation of gas-light companies," approved February 12, 1865;	
received and referred.....	1122
reported add referred to committee of the whole.....	1190
reported and ordered to third reading.....	1535
passed.....	1641
114. To authorize and provide for replatting the village of Napoleon, in the county of Jackson, and adding to the plat certain parts of section thirty-six, town three south, range one east, and a part of section thirty-one, town three south, range two east; also, a part of section six, town four south, range two east;	
received and referred.....	1122
reported and referred to com. of the whole.....	1191
committee of whole dis. from and passed.....	1226
115. To authorize the public schools of the city of Adrian to borrow money and issue bonds, for the purpose of constructing a central school building;	
received and referred.....	1122
reported and referred to committee of the whole.....	1153
committee of the whole dis. from, and passed.....	1173
116. To protect females from insult;	
received and referred.....	1123
reported and referred to committee of the whole.....	1238
reported and ord. to third reading.....	1533
tabled.....	1646
motion to take from table lost.....	2324-5
117. Relative to an attorney or solicitor's fee, stipulated to be paid in a real estate mortgage;	
received and referred.....	1123
reported and referred to com. of the whole.....	1335
reported and ordered to third reading.....	1534
lost.....	1656
118. To organize the township of Oscoda, in Iosco county;	
received and referred.....	1123
reported and referred to committee of the whole.....	1156
committee of the whole discharged from and passed.....	1233
119. To amend an act entitled "An act to set off and incorporate a portion of the townships of Grand Haven and Spring Lake, in the county of Ottawa, into a city by the name of the city of Grand Haven," approved March 16, 1867;	
received and referred.....	1126
reported and referred to committee of the whole.....	1390
reported and ordered to third reading.....	2144
passed.....	2175-6
120. To organize the township of Clinton, in the county of Lenawee;	
received and passed.....	1196-7
ordered to take immediate effect.....	1283
121. To amend an act entitled "An act to revise the charter of the village of Hudson," being act No. 266, of the session laws of 1867, approved February 27, 1867;	
received and referred.....	1196-8
reported and referred to committee of the whole.....	1249
reported and ordered to third reading.....	1533
tabled.....	1646
taken from the table and passed.....	1722-4

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210. To amend an act entitled "An act to incorporate the village of Petersburg," approved March 19th, 1869, by adding a new section thereto;  
received and ordered to third reading..... 2099  
passed..... 2182
211. To amend sections 1 and 3, of act No. 76, of the session laws of 1867, being an act entitled "An act to provide for the appointment of a commissioner, to be known as the Swamp Land State Road Commissioner," approved March 21, 1867;  
received and referred..... 2102  
reported and ordered to third reading..... 2156  
passed..... 2195  
amendments insisted on and com. of conf. appointed..... 2232-3  
retransmitted..... 2275  
report of committee of conference on..... 2303  
second com. of conference appointed..... 2306  
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212. To amend sections 3 and 6 of an act entitled "An act to accept the grant of lands made to the State of Michigan by the United States, to aid in the construction of a military road from Fort Wilkins, Copper Harbor, to the Wisconsin line, by way of Houghton, on Portage Lake, and to provide for the laying out and construction of the same," approved February 4, 1864;  
received and referred..... 2106  
reported and passed..... 2396
213. To amend sections 32 and 33 of an act entitled "An act to provide for the incorporation of railroad companies," approved February 12, 1855, and section 45 of said act, as amended by section 5, of act No. 173, of the session laws of 1861, approved March 15, 1861;  
received and referred..... 2106  
reported and referred to committee of the whole..... 2157  
reported and ordered to third reading..... 2169  
passed..... 2268
214. To amend section 57, of chapter 90, of the revised statutes of A. D. 1846, and the act amendatory thereof, approved January 30, 1858, relative to the examination of witnesses in cases in chancery;  
received and referred..... 2106  
reported and referred to com. of the whole..... 2158  
reported and ordered to third reading..... 2169  
passed..... 2236
215. To amend section 5726 of the compiled laws, being section 16, of chapter 180, of said laws, relative to offenses against persons;  
received and referred..... 2106  
reported and referred to com. of the whole..... 2159  
reported and ordered to third reading..... 2169  
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reported and ordered to third reading.....	2169
passed.....	2289
217. To authorize the Cass county agricultural society to sell their fair grounds; received and ordered to third reading.....	2123
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218. To amend chapter 100 of the compiled laws, being chapter 76, of the revised statutes of 1846, by adding two new sections thereto; received and referred.....	2123
reported and referred to com. of the whole.....	2159
reported and ordered to third reading.....	2169
passed.....	2294
219. To authorize the supervisors of Houghton county to issue bonds for the purpose of raising money in aid of macadamizing or rocking that portion of the Mineral Range State road between the Franklin Mine and the county line between said county of Houghton and Keweenaw county; received and referred.....	2123
reported and passed.....	2224
220. To repeal act No. 167, of the session laws of 1861, being an act to authorize the several townships in the counties of Muskegon, Oceana, Mason and Manistee, to levy taxes for the improvement of harbors and rivers within their respective counties; received and referred.....	2123
reported and ordered to third reading.....	2206
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221. To authorize the Plymouth Congregational Church of Lansing to sell and convey their church property; reported and ordered to third reading.....	2214
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225. To detach certain lands from the township of China, in the county of St. Clair, and attach the same to the township of East China, in said county; received and referred.....	2215
reported and ordered to third reading.....	2291
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